



STATE OF MICHIGAN

SENTENCING GUIDELINES MANUAL

This sentencing guidelines manual has been prepared as an aid for those who use the guidelines enacted by the Michigan Legislature. The manual is intended to reflect with complete accuracy the substance of the law. However, in the event that the manual fails to comport exactly with the law, remember that the statute is the controlling authority.

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Michigan Sentencing Commission Members

MCL 769.32 (1) (a - k) states . . . [t]hat commission shall consist of the following members:

- (a) *Four individuals who are members of the senate, consisting of two (2) members from each caucus*

The Honorable Christopher Dingell
The Honorable Gary Peters

The Honorable Robert Geake
The Honorable William Van Regenmorter

- (b) *Four individuals who are members of the House of Representatives, consisting of two (2) members from each caucus*

The Honorable Laura Baird
The Honorable Nick Ciaramitaro

The Honorable James McNutt
The Honorable Michael Nye

- (c) *Two (2) individuals who are judges, one (1) of whom is a Circuit Court Judge and one (1) of whom is a judge of the Recorder's Court for the City of Detroit*

The Honorable Hilda R. Gage (Vice Chair)
Michigan Court of Appeals
former 6th Circuit Judge

Vacant
Recorder's Court Judge (Detroit)

- (d) *One (1) individual who represents the prosecuting attorneys of this state*

The Honorable James J. Gregart
Prosecuting Attorney, Kalamazoo County

- (e) *One (1) individual who represents criminal defense attorneys*

Ms. Sheila Robertson Deming
State Appellate Defender's Office

- (f) *One (1) individual who represents law enforcement*

Sheriff Joseph L. Wilson
Genesee County

- (g) *One (1) individual who represents the Department of Corrections*

Mr. Kenneth McGinnis, Director
Michigan Department of Corrections

- (h) *One (1) individual who represents advocates of alternatives to incarceration*

Mr. James Quinlan, Supervisor, Camp Kitwin
Member of the State of Michigan Community Corrections Board

- (i) *One (1) individual who represents crime victims*

Ms. Marilyn Pruitt, Coordinator
Victim/Witness Program, Saginaw County Prosecutors Office

(j) *One (1) individual who represents the Department of Management and Budget*

Mr. Tom Ginster
Criminal Justice Policy Coordinator, State of Michigan Executive Office

(k) *Two (2) individuals who represent the general public*

The Honorable Paul L. Maloney (Chair) Mr. Robert Brown, Jr.
Judge, 2nd Judicial Circuit

Former Sentencing Commission Members

The Honorable Jon Cisky, State Senator

Mr. Mark Murray, Former Director of the Department of Management & Budget

The Honorable Virgil C. Smith, State Senator

The Honorable Ted Wallace, State Senator

The Honorable Isidore Torres, Recorder's Court Judge

Michigan Sentencing Commission Staff

Ms. Cynthia B. Johnson
Administrative Secretary

Former Michigan Sentencing Commission Staff

Mr. Carlo P. Ginotti
Attorney/Administrator

Mr. James Monroe
Law Clerk

Mr. Mark Neach
Law Clerk

Mr. Daniel Stefaniuk
Law Clerk

GENERAL INFORMATION AND INSTRUCTIONS FOR USE OF THE SENTENCING GUIDELINES

There are sentencing guidelines for all offenses which are designated as felonies, and all misdemeanor offenses punishable by more than one (1) year of incarceration; except for offenses for which there is no judicial discretion in determining the sentence. As felony offenses are newly enacted or revised, it is anticipated that those offenses will be added to the sentencing guidelines.

If the sentencing judge determines to impose an enhanced sentence pursuant to the habitual offender statutes, the appropriate sentence range will be found in the habitual offender grids.

In instances where there are multiple conviction counts for a single offender, a sentencing information report (SIR) must be completed for each and every conviction offense regardless of whether those offenses carry concurrent or consecutive sentencing consequences.

The minimum sentence may not in any case exceed two-thirds of the statutory maximum sentence.

STEP I: Determine Proper Crime Group

A. All offenses have been sorted into six Crime Groups. The Crime Groups are:

- Crimes Against a Person
- Crimes Against Property
- Crimes Involving a Controlled Substance
- Crimes Against Public Order
- Crimes Against Public Safety
- Crimes Against Public Trust

The Crime Group of the conviction offense governs which Offense Variables are to be scored. The applicable Crime Group may be identified by consulting one of the three offense lists contained in this manual. All guideline offenses have been separately listed (1) alphabetically by the common name of the offense, (2) by Crime Class, and (3) by MCL number.

STEP II: Determine Prior Record Score

1. All seven Prior Record Variables should be scored for all offenses. Where no points are appropriate for a particular Prior Record Variable, a score of zero (0) should be indicated in the appropriate space. The Prior Record Variable Score will determine the offender's Prior Record Variable Level.
2. Prior Record Variables 1 through 6 refer only to prior convictions. Concurrent and Subsequent convictions should be scored in Prior Record Variable 7 and not in Variables 1 through 6.

3. Determine the offender's score on each variable by determining the single applicable category with the highest point.
4. The determination of whether a prior felony conviction or corresponding adjudication is "high" or "low" severity is determined by reference to the Crime Class of the prior conviction or corresponding adjudication. Felonies classified M2 (second degree murder) and A through D are "high severity"; felonies classified E through H are "low severity". The applicable Crime Class may be identified by consulting one of the three offense lists contained in this manual. All guideline offenses have been separately listed (1) alphabetically by the common name of the offense, (2) by Crime Class, and (3) by MCL number.
5. In scoring prior record variables 1 to 5, do not use any conviction or juvenile adjudication that precedes a period of 10 years or more years between the discharge date from a conviction or juvenile adjudication and the defendant's commission of the next offense resulting in a conviction or juvenile adjudication.

Apply this by determining the time between the discharge date for the prior conviction or juvenile adjudication most recently preceding the commission date of the sentencing offense. If it is 10 or more years, do not use that prior conviction or juvenile adjudication and any earlier conviction or juvenile adjudication in scoring prior record variables. If it is less than 10 years, use that prior conviction or juvenile adjudication in scoring prior record variables and determine the time between the commission date of that prior conviction and the discharge date of the next earlier prior conviction or juvenile adjudication. If that period is 10 or more years, do not use that prior conviction or juvenile adjudication and any earlier conviction or juvenile adjudication in scoring the prior record variables. If it is less than 10 years, use that prior conviction or juvenile adjudication in scoring prior record variables. Repeat this determination for each remaining prior conviction or juvenile adjudication until a period of 10 or more years is found or no prior convictions or juvenile adjudications remain. If a discharge date is not available, add either the time the offender was sentenced to probation or the length of the minimum incarceration term to the date of conviction and use that date as the discharge date. Discharge date means the date an individual is discharged from the jurisdiction of the court or the department of corrections after being convicted of or adjudicated responsible for a crime or an act that would be a crime if committed by an adult.

STEP III. Determine Offense Variable Score

1. Once the proper crime group is determined, the appropriate Offense Variables for that offense should be scored. Where no points are appropriate for a particular Offense Variable, a score of zero (0) should be indicated in the appropriate space. Only the variables that need to be scored for the particular crime are behind the crime group divider.
2. The total Offense Variable score will determine the severity level for that offense within the appropriate grid. Once each of the Offense Variables have been scored, the total points should be placed on the score sheet and the corresponding Offense Variable Level noted.
3. Determine the offender's score on each variable by determining the single applicable category with the highest point.

4. For all Crimes Against a Person, score Offense Variables 1, 2, 3, 4, 7, 8, 9, 10, 11, 12, 13, 14, and 19. Score Offense Variables 5 and 6 for homicide or attempted homicide. Score Offense Variable 16 for a violation or attempted violation of Home Invasion First or Second. Score Offense Variable 17 and 18 if an element of the offense or attempted offense involves the operation of a vehicle, vessel, aircraft, or locomotive.
5. For all Crimes Against Property, score Offense Variables 1, 2, 3, 4, 9, 10, 12, 13, 14, 16, and 19.
6. For all Crimes Involving a Controlled Substance, score Offense Variables 1, 2, 3, 12, 13, 14, 15, and 19.
7. For all Crimes Against Public Order, score Offense Variables 1, 3, 4, 9, 10, 12, 13, 14, 16, and 19.
8. For all Crimes Against Public Safety, score Offense Variables 1, 3, 4, 9, 10, 12, 13, 14, 16, and 19. Score offense variable 18 if an element of the offense involves the operation of a vehicle, vessel, aircraft, or locomotive.
9. For all Crimes Against Public Trust, score Offense Variables 1, 3, 4, 9, 10, 12, 13, 14, 16, and 19.

STEP IV. Determine Proper Crime Class and Grid

1. Substantive Offenses

All offenses in the sentencing guidelines have been classified by Crime Group and according to offense seriousness. Gradation of offense seriousness is designated by assignment of a Crime Class for each offense. All offenses in each Crime Class have the same guideline grid. There are nine grids from which the appropriate minimum sentence guideline range will be determined based on the grid cell at which the Offense Variable Level and the Prior Record Variable Levels intersect.

The nine Crime Classes are:

- **Murder II** Punishment is life or any term of years.
- **Class A Crimes** Crimes for which a sentence of up to life imprisonment may be appropriate.
- **Class B Crimes** Crimes for which a sentence of up to twenty (20) years imprisonment may be appropriate.
- **Class C Crimes** Crimes for which a sentence of up to fifteen (15) years imprisonment may be appropriate.
- **Class D Crimes** Crimes for which a sentence of up to ten (10) years imprisonment may be appropriate.
- **Class E Crimes** Crimes for which a sentence of up to five (5) years imprisonment may be appropriate.
- **Class F Crimes** Crimes for which a sentence of up to four (4) years imprisonment may be appropriate.
- **Class G Crimes** Crimes for which a sentence of up to two (2) years imprisonment may be appropriate.
- **Class H Crimes** Crimes for which jail or other intermediate sanctions may be appropriate.

In most instances crimes have been classified based on the statutory maximum. There are crimes however, that have statutory maximums that are either above or below the description give above. (i.e. Uttering and Publishing (14 year stat max) is a class E offense; Delivery of between 5 - 45 kilograms of marihuana (7 year) is a Class D offense).

Attempts to Commit Crimes

The sentence range for a conviction of an attempt to commit an offense when no express provision is made by law for the punishment will be determined in the following manner:

Attempted A, B, C or D offenses: Score all appropriate Offense and Prior Record Variables for the underlying completed offense and use the “E” grid to determine the appropriate sentence range.

Attempted E, F or G offenses: Score all appropriate Offense and Prior Record Variables for the underlying offense and use the “H” grid to determine the appropriate sentence range.

Attempted H offenses: Attempted “H” offenses are to be sentenced to intermediate sanctions as defined in MCL 769.31(4)(c).

Offenses With Variable Statutory Maximums

The sentence range for a conviction for an offense for which the statutory maximum varies and depends on the underlying substantive offense (i.e. conspiracy, allowing a prisoner to escape, inducing a minor to commit a felony) is determined by the Crime Class of the substantive offense. These offenses are identified on the Crime Lists with the Crime Class as “SPEC” and the Statutory Maximum as “Variable”.

2. Habitual Offender Sentencing

The appropriate sentence ranges for habitual offender sentence enhancement have been determined by increasing the upper limit of the appropriate cell as follows:

2nd Offense Habitual Offender - Increase Upper Limit by 25%

3rd Offense Habitual Offender - Increase Upper Limit by 50%

4th or Subsequent Offense Habitual Offender - Increase Upper Limit by 100%

If the sentencing judge determines to impose an enhanced sentence, the appropriate sentence range will be found on the grids located behind the Sentencing Grid tab. Each Crime Class has two grids; one for the substantive offenses and another for use when the court determines to impose an enhanced sentence pursuant to the habitual offender statutes.

3. Controlled Substance Sentence Enhancements

If the offender is subject to discretionary sentence enhancement on the basis of a prior Controlled Substances conviction (MCL 333.7413 et seq.), the Offense and Prior Record Variable Levels and Crime Class should be determined for the substantive offense of conviction. The guideline sentence range will be determined by the Grid for the substantive offense of conviction.

Step V: Determine Proper Sentence Range

After scoring the appropriate Offense and Prior Record Variables, the minimum sentence guideline range for the offense being scored may be determined by examining the intersection of the Offense Variable and Prior Record Variable Levels on the appropriate grid. The guideline sentence range will be contained in the grid-cell (in months or LIFE) where the variable levels intersect.

Prison Cell: A minimum sentence within the cell is an appropriate sentence in any cell in which the minimum of the cell range is more than 12 months.

Straddle Cell: A minimum prison sentence within the cell OR an intermediate sanction which may include a jail term of not less than the minimum of the cell and not exceeding 12 months, is an appropriate sentence in any cell in which the maximum of the range exceeds 18 months and the minimum of the range is 12 months or less.

Intermediate Sanction Cell: An intermediate sanction sentence which may include a jail term of 0 - 12 months or the cell maximum, whichever is less, is an appropriate sentence in any cell in which the upper limit of the range is 18 months or less.

Additional Statutorily Appropriate Sentences

1. Where the guidelines range will violate the statutorily mandated minimum sentence, the sentencing judge should sentence according to the statutorily mandated minimum sentence.
2. Where the guidelines range will violate the 2/3rds rule, the sentencing judge should not impose a minimum sentence that is more than 2/3rds of the statutory maximum
3. Where the recommended minimum sentence falls in an intermediate sanction cell, the sentencing judge can sentence the offender below the cell range.
4. Where the recommended minimum sentence falls in a straddle cell, the judge can sentence the offender to zero (O) incarceration.
5. The judge must sentence the offender to lifetime probation if the offense being scored is MCL 333.7401(2)(a)(iv) - Unlawful Manufacture, Delivery, or Possession With the Intent to Manufacture or Deliver a Controlled Substance in an Amount Less than 50 Grams OR MCL 333.7403 (2) (a) (iv) - Unlawful Possession of a Controlled Substance in an Amount of 25 grams or more but less than 50 grams, AND the appropriate cell is an intermediate sanction cell.

STEP VI: Departure Requirements (If Applicable)

MCL 769.34(3)(a) and (b) allow a judge to depart from the guideline sentence range only where there are “substantial and compelling” reasons to do so.

The judge shall not use an individual’s gender, race, ethnicity, alienage, national origin, legal occupation, lack of employment, representation by appointed legal counsel, representation by retained legal counsel, appearance in propria persona, or religion to depart from the appropriate sentence range.

Furthermore, a departure shall not be based on an offense or offender characteristic already taken into account in determining the appropriate sentence range, unless the court finds from the facts contained in the court record, including the presentence investigation report, that the characteristic has been given inadequate or disproportionate weight.

A departure from the appropriate sentence range occurs when:

Prison Cell: A minimum sentence outside the cell is a departure, unless required by a statutory mandatory minimum or the 2/3rds rule.

Straddle Cell: A prison sentence outside the cell OR a jail sentence outside of the cell is a departure unless required by a statutory mandatory minimum or the 2/3rds rule.

Intermediate Sanction Cell: Any prison sentence OR a jail sentence above the cell is a departure unless required by a statutory mandatory minimum.

If the judge imposes a minimum sentence that is longer or more severe than the appropriate sentence range, the court shall:

1. State on the record the reasons for departure.
2. Advise the defendant on the record and in writing that he or she may appeal the sentence as provided by law on grounds that it is longer or more severe than the appropriate sentence range.

Definitions

This list is not meant to be exhaustive. Each Prior Record and/or Offense Variable may have definitions and instructions that are unique to that variable.

Adjudication: An adjudication is a finding of responsibility in a juvenile matter. An adjudication includes an adjudication set aside under MCL 712.18e or which has been expunged.

Cell: The intersection of the offense level and prior record level in a grid.

Prison Cell: Any cell in which the minimum of the cell range is more than 12 months.

Intermediate Sanction Cell: Any cell in which the upper limit of the range is 18 months or less.

Straddle Cell: Any cell in which the maximum of the range exceeds 18 months and the minimum of the range is 12 months or less.

Conviction: A “conviction” is an adjudication of guilt in a criminal matter. A conviction includes assignment to MCL 762.11 (HYTA) and convictions set aside under MCL 780.621 - 780.624 (expunged).

Prior Conviction: A conviction that occurred prior to the commission of the offense being scored.

Concurrent Conviction: A conviction that arises out of the same set of activities as the offense being scored.

Subsequent Conviction: A conviction that occurred after the commission of the scored offense and is unrelated to the activities that lead to the instant offense.

Crime Group: Every felony offense in Michigan is categorized in the guidelines as belonging to one of six particular crime groups. The crime groups are: **Crimes Against a Person, Crimes Against Property, Crimes Involving a Controlled Substance, Crimes Against Public Order, Crimes Against Public Safety, and Crimes Against Public Trust.**

Crime Class: Every felony offense in Michigan is categorized in the guidelines as belonging to one of nine crime classes. The classes are designated dependant on crime type and seriousness. The crime classes are: **Murder II, Class A, Class B, Class C, Class D, Class E, Class F, Class G, and Class H.**

Departure: A departure is defined by statute as a sentence imposed that is not within the appropriate minimum sentence range established under the sentencing guidelines. The appropriate minimum sentence range will sometimes be outside the indicated cell range.

There are four statutorily correct or appropriate sentences outside of specific cell length that are not departures. They are: 1) when a mandatory minimum sentence is required, 2) when the cell exceeds the 2/3rds limitation, 3) when a jail sentence is below a cell range in an intermediate sanction cell, and 4) a sentence with no (0) incarceration in a straddle cell.

Felony: A “felony” means a violation of a penal law of this state for which the offender, upon conviction, may be punished by death or by imprisonment for more than 1 year, or an offense expressly designated by law to be a felony.

Convictions from states other than Michigan or the federal government are to be considered felony convictions if the offense was punishable by more than one year of incarceration or, when the statutory penalty is not available, if the crime was designated as a felony in the convicting jurisdiction at the time of the prior conviction.

Grid: Each grid provides a recommended minimum sentence range for combinations of the offense and prior record levels for each crime classification. There are separate grids for habitual offender sentence enhancement that may be used by the sentencing judge.

Guideline Sentence Range: The set of numbers (in months or LIFE) in each cell from which the judge is required to impose a minimum sentence, absent a departure or other statutorily required sentence.

Intermediate Sanction: Any sanction, other than imprisonment in a state prison or state reformatory, that may lawfully be imposed. Intermediate sanction includes, but is not limited to, 1 or more of the following:

- 1) Inpatient or outpatient drug treatment
- 2) Probation with any probation conditions required or authorized by law
- 3) Residential probation
- 4) Probation with jail
- 5) Probation with special alternative incarceration
- 6) Mental health treatment
- 7) Mental health or substance abuse counseling
- 8) Jail
- 9) Jail with work or school release
- 10) Jail, with or without authorization for day parole
- 11) Participation in a community corrections program
- 12) Community service
- 13) Payment of a fine
- 14) House arrest
- 15) Electronic monitoring

Juvenile: A person over whom the Juvenile Division of the Probate Court or the Family Division of the Circuit Court has or had jurisdiction at the time of adjudication.

Misdemeanor: A “misdemeanor” means a violation of a penal law of this state which is not a felony, or a violation of an order, rule, or regulation of a state agency that is punishable by imprisonment or by a fine that is not a civil fine.

Convictions from states other than Michigan or the federal government are to be considered misdemeanor convictions if the offense was punishable by one year or less of incarceration or, when the statutory penalty is not available, if the crime was designated as a misdemeanor in the convicting jurisdiction at the time of the prior conviction.

Offense Variable (OV): The factors that are used to evaluate the seriousness of the offense and to determine the offender's Offense Variable score.

Offense Variable Score: The sum total of the points scored in each of the Offense Variables applicable to the offense of conviction.

Offense Variable Level (OV Level): Each grid has OV Levels along its vertical axis which are denoted by Roman numeral. The level of seriousness, and hence the guideline range, for the offense being scored increases from I to III through VI.

Prior Felony Conviction: A conviction for a felony under a law of this state, a political subdivision of this state, another state, a political subdivision of another state, or the United States if the conviction was entered before the sentencing offense was committed.

Prior Felony Juvenile Adjudication: A juvenile adjudication for conduct that if committed by an adult would be a felony under a law of this state, a political subdivision of this state, another state, a political subdivision another state, or the United States if the conviction was entered before the sentencing offense was committed.

Prior Misdemeanor Conviction: A conviction for a misdemeanor under a law of this state, a political subdivision of this state, another state, a political subdivision of another state, or the United States if the conviction was entered before the sentencing offense was committed.

Prior Misdemeanor Juvenile Adjudication: A juvenile adjudication for conduct that if committed by an adult would be a misdemeanor under a law of this state, a political subdivision of this state, another state, a political subdivision another state, or the United States if the conviction was entered before the sentencing offense was committed.

Prior Record Variable (PRV): The factors that are used to evaluate the offender's criminal history and to determine the offender's Prior Record Level.

Prior Record Score: The sum total of the points scored in each of the Prior Record Variables for the offense being scored. The Prior Record Score determines the offender's Prior Record Level.

Prior Record Level: Each grid has six (6) PRV Levels along its horizontal axis denoted by the letters "A" through "F". The guideline range for the offense being scored increases from PRV Levels "A" to "F".

Truth In Sentencing (TIS): A designation of those felony offenses which are subject to disciplinary time if committed on or after 12-15-98. Persons convicted of TIS offenses committed on or after 12-15-98 do not earn disciplinary credits and must serve at least the complete minimum sentence imposed by the court in a secure facility before becoming eligible for parole, with the exception of a few offenses for which there is SAI eligibility. Prisoners subject to TIS will be assessed "disciplinary time" for institutional misconduct which is not added directly to the minimum sentence, but is submitted to the parole board for its consideration in granting or denying parole.

TIS is extended to all felony offenses committed on or after 12-15-2000.

INSTRUCTIONS FOR REPORTING FORMS

The Sentencing Information Report (SIR) form has been designed so that it can be scanned through an optical mark recognition machine. It is important to restrict your marks to those circles and boxes that need to be completed. In the event that an incorrect circle is filled in, please "X" out that circle and then fill in the correct one rather than trying to erase a mark.

Please send the completed SIR (SIR88-1) and Departure Evaluation (SIR88-2), if applicable, to the State Court Administrative Office at the end of every month. Copies of the completed SIR should be distributed to the parties listed at the top right-hand corner of SIR88-1.

I. SENTENCING INFORMATION REPORT (SIR)

A. IDENTIFICATION INFORMATION

Judge Bar Number: At the time of sentencing, the judge should indicate his or her bar number on the sentencing information report form.

Circuit Court Number: Indicate the assigned circuit court number.

County Number: Indicate the assigned county number.

Caseload Number: Indicate the probation officer's caseload number.

Social Security Number: Indicate the offender's social security number. If the offender does not have, or does not know, their social security number, leave this area blank.

Case No./Docket Number: Indicate the docket number.

Offense Date: Indicate the date (MM/DD/YY) that the offense occurred.

Offender's Name: Indicate the offender's name, last name first. Leave an empty box between the two.

Conviction PACC: Indicate the complete PA Charge Code citation for the conviction offense.

Offense Title: Indicate the statutory title for the conviction offense.

Attempt: Indicate if the conviction offense is an attempt.

Conviction Statutory Maximum: Indicate in months or LIFE, the statutory maximum for the conviction offense.



Approved, SCAO

Distribution: Original - Court file
Copies to SCAO, MDOC, Offender,
Defense Attorney, Prosecutor

8567

SENTENCING INFORMATION REPORT

Judge Bar No.	Circuit No.	County No.	Caseload No.	Offender Soc. Sec.
P	1	1	1	1
1	2	2	2	2
2	3	3	3	3
3	4	4	4	4
4	5	5	5	5
5	6	6	6	6
6	7	7	7	7
7	8	8	8	8
8	9	9	9	9
9	0	0	0	0

Case No./Docket No.

Offense Date (MM/DD/YY)

Offender Last Name, First Name (print in capital letters, avoid contact with edge of box)

Conviction PACC

Offense Title

Conviction Stat Max, L=Life

1	2	3	4	5	6	7	8	9	0	L

Conviction Count Number

1	2	3	4	5	6	7	8	9	0

Total Conviction Counts

1	2	3	4	5	6	7	8	9	0

Attempt ☐ Yes ☐ No

OF

Crime Group

- ☐ 1 - Person
☐ 2 - Property
☐ 3 - Controlled Substance
☐ 4 - Public Order
☐ 5 - Public Safety
☐ 6 - Public Trust

Crime Class

M	A	B	C	D	E	F	G	H

Prior Record Variables

	1	2	3	4	5	6	7
75							
50							
30							
25							
20							
15							
10							
5							
2							
0							

Note: Use points from the appropriate sentencing grid to determine PRV level

Total PRV

--	--	--

1		
2		
3		
4		
5		
6		
7		
8		
9		
0		

PRV Level

A	
B	
C	
D	
E	
F	

Offense Variables Fill in only the variables that apply to crime group selected above.

	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19
100																			
50																			
25																			
20																			
15																			
10																			
5																			
1																			
0																			

OV Level

I	
II	
III	
IV	
V	
VI	

Note: Use points from the appropriate sentencing grid to determine OV level

Sentencing Recommendation

Habitual

☐ No

☐ Yes

☐ 2nd

☐ 3rd

☐ 4th or subsequent

Guideline Range

1																			
2																			
3																			
4																			
5																			
6																			
7																			
8																			
9																			
0																			

Minimum Sentence (months), L=Life

Probation	Jail	Prison
1	1	1
2	2	2
3	3	3
4	4	4
5	5	5
6	6	6
7	7	7
8	8	8
9	9	9
0	0	0
L		L

Sentence Date (MM/DD/YY)

--	--	--	--	--	--	--	--	--	--

☐ Consecutive Sentence

☐ Concurrent Sentence

Actual Sentence (the result of)

Sentence Agreement ☐ Yes ☐ No

Prosecutor Recom. ☐ Yes ☐ No

Guideline Departure ☐ Yes ☐ No
(if yes, attach SIR88-2)

SIR88-1 (12/98)

Signature of Judge:

Original - Court file
1st copy - State Court Administrative Office
2nd copy - Department of Corrections

Judge	Circuit no.	County no.
Offender name	Case no./Docket no.	

[illegible]

Date _____

PRIOR RECORD VARIABLES

PRV #	Points	Variable Name and Category	Instructions
1		PRIOR HIGH SEVERITY FELONY CONVICTIONS	1. "Prior high severity felony conviction" means a conviction for a crime listed in offense class M2, A, B, C, or D or for a felony under a law of the United States or another state corresponding to a crime listed in offense class M2, A, B, C, or D, if the conviction was entered before the sentencing offense was committed.
	75	The offender has 3 or more prior high severity convictions	
	50	The offender has 2 prior high severity convictions	
	25	The offender has 1 prior high severity conviction	
	0	The offender has no prior high severity convictions	
2		PRIOR LOW SEVERITY FELONY CONVICTIONS	1. "Prior low severity felony conviction" means a conviction for a crime listed in offense class E, F, G, or H, or for a felony under a law of the United States or another state corresponding to a crime listed in offense class E, F, G, or H, if the conviction was entered before the sentencing offense was committed.
	30	The offender has 4 or more prior low severity convictions	
	20	The offender has 3 prior low severity convictions	
	10	The offender has 2 prior low severity convictions	
	5	The offender has 1 prior low severity conviction	
	0	The offender has no prior low severity convictions	
3		PRIOR HIGH SEVERITY JUVENILE ADJUDICATIONS	1. "Prior high severity juvenile adjudication" means a juvenile adjudication for conduct that would be a crime listed in offense class M2, A, B, C, or D if committed by an adult or for conduct that would be a felony under a law of the United States or another state corresponding to a crime listed in offense class M2, A, B, C, or D if committed by an adult, if the order of disposition was entered before the sentencing offense was committed.
	50	The offender has 3 or more prior high severity juvenile adjudications	
	25	The offender has 2 prior high severity juvenile adjudications	
	10	The offender has 1 prior high severity juvenile adjudication	
	0	The offender has no prior high severity juvenile adjudications	

PRV #	Points	Variable Name and Category	Instructions
4		PRIOR LOW SEVERITY JUVENILE ADJUDICATIONS 20 The offender has 6 or more prior low severity juvenile adjudications 10 The offender has 4 or 5 prior low severity Juvenile adjudications 5 The offender has 2 or 3 prior low severity juvenile adjudications 2 The offender has 1 prior low severity juvenile adjudication 0 The offender has no prior low severity juvenile adjudications	1. "Prior low severity juvenile adjudication" means a juvenile adjudication for conduct that would be a crime listed in offense class E, F, G, or H, if committed by an adult or for conduct that would be a felony under a law of the United States or another state corresponding to a crime listed in offense class E, F, G, or H if committed by an adult, if the order of disposition was entered before the sentencing offense was committed.
5		PRIOR MISDEMEANOR CONVICTIONS OR PRIOR MISDEMEANOR JUVENILE ADJUDICATIONS 20 The offender has 7 or more prior misdemeanor convictions or prior juvenile adjudications 15 The offender has 5 or 6 prior misdemeanor convictions or prior juvenile adjudications 10 The offender has 3 or 4 prior misdemeanor convictions or prior juvenile adjudications 5 The offender has 2 prior misdemeanor convictions or prior juvenile adjudications 2 The offender has 1 prior misdemeanor conviction or prior juvenile adjudication 0 The offender has no prior misdemeanor convictions or prior juvenile adjudications	1. Count a prior misdemeanor conviction or prior juvenile adjudication only if it is a crime against a person or property, a controlled substance crime, or a weapon offense enumerated in Chapter 37 of the Michigan Penal Code, 1931 PA 328, (MCL 750.222 to 750.239a.) 2. Count all prior misdemeanor and prior misdemeanor adjudications for operating a vehicle, vessel, aircraft or locomotive while under the influence of, or impaired by alcohol, a controlled substance, or a combination of alcohol and a controlled substance. 3. Do not count a prior conviction used to enhance the sentencing offense to a felony.

PRV #	Points	Variable Name and Category	Instructions
6		RELATIONSHIP TO THE CRIMINAL JUSTICE SYSTEM 20 The offender is a prisoner of the department of corrections or serving a sentence in jail 15 The offender is incarcerated in jail awaiting adjudication or sentencing on a conviction or probation violation 10 The offender is on parole, probation or delayed sentence status or on bond awaiting adjudication or sentencing for a felony 5 The offender is on probation or delayed sentence status, or on bond awaiting adjudication or sentence for a misdemeanor 0 The offender has no relationship to the criminal justice system	1. Score the appropriate point value if the offender is involved with the criminal justice system in another state or United States. 2. "Prisoner of the department of corrections or serving a sentence in jail" includes an individual who is an escapee. 3. "Delayed sentence status" includes, but is not limited to, those sentenced under: <ul style="list-style-type: none"> • MCL 333.7411 (Controlled Substance) • MCL 750.350a (Parental Kidnapping) • MCL 762.11- .15 (Youthful Trainee Act) • MCL 769.4a (Assault)
7		SUBSEQUENT OR CONCURRENT FELONY CONVICTIONS 20 The offender has 2 or more subsequent or concurrent convictions 10 The offender has 1 subsequent or concurrent convictions 0 The offender has no subsequent or concurrent convictions	1. Score the appropriate point value if the offender was convicted of multiple felony counts or was convicted of a felony after the sentencing offense was committed. 2. Do not score a felony firearm conviction in this variable. 3. Do not score a concurrent felony conviction if a consecutive sentence will result from that conviction.

OFFENSE VARIABLES FOR CRIMES AGAINST A PERSON

OV#	Pts	Variable Name and Category	Instructions
1		Aggravated Use of A Weapon	
	25	A firearm was discharged at or toward a human being or a victim was cut or stabbed with a knife or other cutting or stabbing weapon	1. Count each person who was placed in danger of injury or loss of life as a victim.
	15	A firearm was pointed at or toward a victim or the victim had a reasonable apprehension of an immediate battery when threatened with a knife or other cutting or stabbing weapon	2. In multiple offender cases, if 1 offender is assessed points for the presence, or use of a weapon, all offenders shall be assessed the same number of points.
	10	The victim was touched by any other type of weapon	3. Score "5" points if an offender used an object to suggest the presence of a weapon.
	5	A weapon was displayed or implied	4. Do not score 5 points if the conviction offense is Felonious Assault or Robbery Armed.
	0	No aggravated use of a weapon occurred	
2		Lethal Potential of the Weapon Possessed	
	15	The offender possessed an incendiary device or explosive device, or a fully automatic weapon	1. In multiple offender cases, if 1 offender is assessed points for possessing a weapon, all offenders shall be assessed the same number of points.
	10	The offender possessed a short-barreled rifle or a short-barreled shotgun	2. "Fully automatic weapon" means a firearm employing gas pressure or force of recoil or other means to eject an empty cartridge from the firearm after a shot, and to load and fire the next cartridge from the magazine, without renewed pressure on the trigger for each successive shot.
	5	The offender possessed a pistol, rifle, shotgun, or knife or other cutting or stabbing weapon	3. "Pistol", "rifle", or "shotgun" includes a revolver, semi-automatic pistol, rifle, shotgun, combination rifle and shotgun, or other firearm manufactured in or after 1898 that fires fixed ammunition, but does not include a fully automatic weapon or short-barreled shotgun or short-barreled rifle.
	1	The offender possessed any other potentially lethal weapon	4. "Incendiary device" includes gasoline or any other flammable substance, a blowtorch, fire bomb, Molotov cocktail or other similar device.
	0	The offender possessed no weapon	

OV#	Pts	Variable Name and Category	Instructions
3		Physical Injury to a Victim	
	100	A victim was killed	<ol style="list-style-type: none"> 1. In multiple offender cases, if 1 offender is assessed points for death or physical injury, all offenders shall be assessed the same number of points. 2. Score 100 points if death results from the commission of a crime and homicide is not the sentencing offense. 3. Do not score 5 points if bodily injury is an element of the sentencing offense. 4. "Requiring medical treatment" refers to the necessity for treatment and not the victim's success in obtaining treatment.
	25	Life threatening or permanent incapacitating injury occurred to a victim	
	10	Bodily injury requiring medical treatment occurred to a victim	
	5	Bodily injury not requiring medical treatment occurred to a victim	
	0	No physical injury occurred to a victim	
4		Psychological Injury to a Victim	
	10	Serious psychological injury to victim requiring professional treatment occurred to a victim	<ol style="list-style-type: none"> 1. Score 10 points if the serious psychological injury may require professional treatment. In making this determination, the fact that treatment has not been sought is not conclusive.
	0	No serious psychological injury requiring professional treatment occurred to a victim	
5		Psychological Injury to a Member of a Victim's Family	
	15	Serious psychological injury requiring professional treatment occurred to a homicide victim's family	<ol style="list-style-type: none"> 1. Score this variable only in homicide or attempted homicide cases. 2. Score 15 points if the serious psychological injury to the victim's family may require professional treatment. In making this determination, the fact that treatment has not been sought is not conclusive.
	0	No serious psychological injury requiring professional treatment occurred to a homicide victim's family	

OV#	Pts	Variable Name and Category	Instructions
6		<p>Intent to Kill or Injure Another Individual</p> <p>50 The offender had premeditated intent to kill or the killing was committed while committing or attempting to commit arson, criminal sexual conduct in the first or third degree, child abuse in the first degree, a major controlled substance offense, robbery, breaking and entering of a dwelling, home invasion in the first or second degree, larceny of any kind, extortion, or kidnapping or the killing was the murder of a peace officer or a corrections officer</p> <p>25 The offender had unpremeditated intent to kill, the intent to do great bodily harm, or created a very high risk of death or great bodily harm knowing that death or great bodily harm was the probable result</p> <p>10 The offender had intent to injure or the killing was committed in an extreme emotional state caused by an adequate provocation and before a reasonable amount of time elapsed for the offender to calm or there was gross negligence amounting to an unreasonable disregard for life</p> <p>0 The offender had no intent to kill or injure</p>	<p>1. Score this variable only in homicide or attempted homicide cases.</p> <p>2. The sentencing judge shall score this variable consistent with a jury verdict unless the judge has information that was not presented to the jury.</p> <p>3. Score 10 points if a killing is intentional within the definition of second degree murder or voluntary manslaughter, but the death occurred in a combative situation or in response to victimization of the offender by the decedent.</p>
7		<p>Aggravated Physical Abuse</p> <p>50 A victim was treated with terrorism, sadism, torture, or excessive brutality</p> <p>0 No victim was treated with terrorism, sadism, torture or excessive brutality</p>	<p>1. "Terrorism" means conduct designed to substantially increase the fear and anxiety a victim suffers during the offense.</p> <p>2. "Sadism" means conduct that subjects a victim to extreme or prolonged pain or humiliation and is inflicted to produce suffering or for the offender's gratification.</p>
8		<p>Victim Asportation or Captivity</p> <p>15 The victim was asported to another place of greater danger or to a situation of greater danger or was held captive beyond the time necessary to commit the offense</p> <p>0 No victim was asported or held captive</p>	<p>1. Count each person who was placed in danger of injury or loss of life as a victim.</p> <p>2. Score 0 points if the sentencing offense is kidnapping.</p>

OV#	Pts	Variable Name and Category	Instructions
9		Number of Victims	
	100	Multiple deaths occurred	<ol style="list-style-type: none"> 1. Score 100 points only in homicide cases. 2. Count each person who was placed in danger of injury or loss of life as a victim.
	25	There were 10 or more victims	
	10	There were 2 - 9 victims	
	0	There were fewer than 2 victims	
10		Exploitation of a Vulnerable Victim	
	15	Predatory Conduct was involved	<ol style="list-style-type: none"> 1. The mere existence of one or more of these factors does not automatically equate with victim vulnerability. 2. "Predatory conduct" means pre-offense conduct directed at a victim for the primary purpose of victimization. 3. "Exploit" means to manipulate a victim for selfish or unethical purposes. 4. "Vulnerability" means the readily apparent susceptibility of a victim to injury, physical restraint, persuasion, or temptation. 5. "Abuse of authority status" means a victim was exploited out of fear or deference to an authority figure, including, but not limited to, a parent, physician, or teacher.
	10	The offender exploited a victim's physical disability, mental disability, youth or agedness, or a domestic relationship or the offender abused his or her authority status	
	5	The offender exploited a victim by his or her difference in size or strength, or both, or exploited a victim who was intoxicated, under the influence of drugs, asleep or unconscious	
	0	The offender did not exploit a victim's vulnerability	
11		Criminal Sexual Penetration	
	50	Two or more criminal sexual penetrations occurred	<ol style="list-style-type: none"> 1. Score all sexual penetrations of the victim by the offender arising out of the sentencing offense. 2. Multiple sexual penetrations of the victim by the offender extending beyond the sentencing offense may be scored in offense variables 12 or 13. 3. Do not score points for the 1 penetration that forms the basis of a first or third degree criminal sexual conduct offense.
	25	One criminal sexual penetration occurred	
	0	No criminal sexual penetrations occurred	

OV#	Pts	Variable Name and Category	Instructions
12		Contemporaneous Felonious Criminal Acts 25 Three or more contemporaneous felonious criminal acts involving crimes against a person were committed 10 Two contemporaneous felonious criminal acts involving crimes against a person were committed 10 Three or more contemporaneous felonious criminal acts involving other crimes were committed 5 One contemporaneous felonious criminal act involving a crime against a person was committed 5 Two contemporaneous felonious criminal acts involving other crimes were committed 1 One contemporaneous felonious criminal act involving any other crimes was committed 0 No contemporaneous felonious criminal acts were committed	1. A felonious criminal act is contemporaneous if both of the following circumstances exist: (1) the act occurred within 24 hours of the sentencing offense, and; (2) the act has not and will not result in a separate conviction. 2. A felony firearm conviction should not be considered when scoring this variable. 3. Do not score conduct scored in offense variable 11.
13		Continuing Pattern of Criminal Behavior 25 The offense was part of a pattern of felonious criminal activity involving 3 or more crimes against a person. 10 The offense was part of a pattern of felonious criminal activity involving a combination of 3 or more crimes against a person or property 10 The offense was part of a pattern of felonious criminal activity directly related to membership in an organized criminal group 5 The offense was part of a pattern of felonious criminal activity involving 3 or more crimes against property 0 No pattern of felonious criminal activity existed	1. For determining the appropriate points under this variable, all crimes within a five-year period, including the sentencing offense, shall be counted regardless of whether the offense resulted in a conviction. 2. The presence or absence of multiple offenders, the age of the offenders, or the degree of sophistication of the organized criminal group is not as important as the fact of the group's existence, which may be reasonably inferred from the facts surrounding the sentencing offense. 3. Except for offenses related to membership in an organized criminal group, do not score conduct scored in offense variable 11 or 12.

OV#	Pts	Variable Name and Category	Instructions
14		Offenders Role 10 The offender was a leader in a multiple offender situation 0 The offender was not a leader in a multiple offender situation	1. The entire criminal transaction should be considered when scoring this variable. 2. If 3 or more offenders were involved, more than 1 offender may be determined to have been a leader.
16		Property Obtained, Damaged, Lost or Destroyed 10 Wanton or malicious damage occurred beyond that necessary to commit the crime for which the offender is not charged and will not be charged 10 The property had a value of more than \$20,000.00 or had significant historical, social, or sentimental value 5 The property destroyed had a value of \$1,000.00 or more but not more than \$20,000.00 1 The property destroyed had a value of \$200.00 or more but not more than \$1000.00 0 No property was obtained, damaged, lost or destroyed or the property had a value of less \$200.00	1. This variable is scored in the Crimes Against a Person crime group only if the offense being scored is Home Invasion First or Second. 2. In multiple offender or victim cases, the appropriate points may be determined by adding together the aggregate value of money or property involved, including property involved in uncharged offenses or charges dismissed under a plea agreement. 3. In cases in which the property was obtained unlawfully, lost to the lawful owner, or destroyed, use the value of the property in scoring this variable. If the property was damaged, use the monetary amount appropriate to restore the property to pre-offense condition in scoring this variable. 4. The amount of money or property involved in admitted but uncharged offenses or in charges that have been dismissed under a plea agreement may be considered.
17		Degree of Negligence Exhibited 10 The offender showed a wanton or reckless disregard for the life or property of another person 5 The offender failed to show the degree of care that a person of ordinary prudence in a similar situation would have shown 0 The offender was not negligent	1. This variable is scored in the Crimes Against a Person crime group where an element of the offense of conviction involves the operation of a vehicle, vessel, aircraft, or locomotive. 2. Do not score 10 points if points are given in offense variable 6.

OV#	Pts	Variable Name and Category	Instructions
18		Operator Ability Affected by Alcohol or Drugs	<p>1. This variable is scored in the Crimes Against a Person crime group where an element of the offense of conviction involves the operation of a vehicle, vessel, aircraft, or locomotive.</p> <p>2. "Any bodily alcohol content" means either of the following: 1) an alcohol content of not less than 0.02 grams or more than 0.07 grams per 100 milliliters of blood, per 210 liters of breath, or per 67 milliliters of urine, or 2) any presence of alcohol within a individual's body resulting from the consumption of intoxicating liquor other than consumption of intoxicating liquor as part of a generally recognized religious service or ceremony.</p>
	20	The offender operated a vehicle when his or her bodily alcohol content was 0.20 grams or more per 100 milliliters of blood, per 210 liters of breath, or per 67 milliliters of urine	
	15	The offender operated a vehicle when his or her bodily alcohol content was 0.15 grams or more but less than 0.20 grams per 100 milliliters of blood, per 210 liters of breath, or per 67 milliliters of urine	
	10	The offender operated a vehicle when his or her bodily alcohol content was 0.10 grams or more but less than 0.15 grams per 100 milliliters of blood, per 210 liters of breath, or per 67 milliliters of urine, or while he or she was under the influence of intoxicating liquor or a controlled substance or a combination of intoxicating liquor and a controlled substance	
	5	The offender operated a vehicle when his or her bodily alcohol content was 0.07 grams or more but less than 0.10 grams of alcohol per 100 milliliters of blood, per 210 liters of breath, or per 67 milliliters of urine, or while he or she was visibly impaired by the use of intoxication liquor and a controlled substance, or a combination of intoxication liquor or a controlled substance, or was less than 21 years of age and had any bodily alcohol content	
	0	The offender's ability to operate a vehicle was not affected by an intoxicating liquor or a controlled substance or a combination of intoxicating liquor and a controlled substance.	
19		Threat to the Security of a Penal Institution or Court or Interference with the Administration of Justice	
	25	The offender by his or her conduct threatened the security of a penal institution or court	
	15	The offender used force or the threat of force against another person or the property of another person to interfere with or attempt to interfere with the administration of justice	
	10	The offender otherwise interfered with or attempted to interfere with the administration of justice	
	0	The offender did not threaten the security of a penal institution or court or interfere with or attempt to interfere with the administration of justice	

PRIOR RECORD VARIABLES

PRV #	Points	Variable Name and Category	Instructions
1		PRIOR HIGH SEVERITY FELONY CONVICTIONS	1. "Prior high severity felony conviction" means a conviction for a crime listed in offense class M2, A, B, C, or D or for a felony under a law of the United States or another state corresponding to a crime listed in offense class M2, A, B, C, or D, if the conviction was entered before the sentencing offense was committed.
	75	The offender has 3 or more prior high severity convictions	
	50	The offender has 2 prior high severity convictions	
	25	The offender has 1 prior high severity conviction	
	0	The offender has no prior high severity convictions	
2		PRIOR LOW SEVERITY FELONY CONVICTIONS	1. "Prior low severity felony conviction" means a conviction for a crime listed in offense class E, F, G, or H, or for a felony under a law of the United States or another state corresponding to a crime listed in offense class E, F, G, or H, if the conviction was entered before the sentencing offense was committed.
	30	The offender has 4 or more prior low severity convictions	
	20	The offender has 3 prior low severity convictions	
	10	The offender has 2 prior low severity convictions	
	5	The offender has 1 prior low severity conviction	
	0	The offender has no prior low severity convictions	
3		PRIOR HIGH SEVERITY JUVENILE ADJUDICATIONS	1. "Prior high severity juvenile adjudication" means a juvenile adjudication for conduct that would be a crime listed in offense class M2, A, B, C, or D if committed by an adult or for conduct that would be a felony under a law of the United States or another state corresponding to a crime listed in offense class M2, A, B, C, or D if committed by an adult, if the order of disposition was entered before the sentencing offense was committed.
	50	The offender has 3 or more prior high severity juvenile adjudications	
	25	The offender has 2 prior high severity juvenile adjudications	
	10	The offender has 1 prior high severity juvenile adjudication	
	0	The offender has no prior high severity juvenile adjudications	

PRV #	Points	Variable Name and Category	Instructions
4		PRIOR LOW SEVERITY JUVENILE ADJUDICATIONS 20 The offender has 6 or more prior low severity juvenile adjudications 10 The offender has 4 or 5 prior low severity Juvenile adjudications 5 The offender has 2 or 3 prior low severity juvenile adjudications 2 The offender has 1 prior low severity juvenile adjudication 0 The offender has no prior low severity juvenile adjudications	1. "Prior low severity juvenile adjudication" means a juvenile adjudication for conduct that would be a crime listed in offense class E, F, G, or H, if committed by an adult or for conduct that would be a felony under a law of the United States or another state corresponding to a crime listed in offense class E, F, G, or H if committed by an adult, if the order of disposition was entered before the sentencing offense was committed.
5		PRIOR MISDEMEANOR CONVICTIONS OR PRIOR MISDEMEANOR JUVENILE ADJUDICATIONS 20 The offender has 7 or more prior misdemeanor convictions or prior juvenile adjudications 15 The offender has 5 or 6 prior misdemeanor convictions or prior juvenile adjudications 10 The offender has 3 or 4 prior misdemeanor convictions or prior juvenile adjudications 5 The offender has 2 prior misdemeanor convictions or prior juvenile adjudications 2 The offender has 1 prior misdemeanor conviction or prior juvenile adjudication 0 The offender has no prior misdemeanor convictions or prior juvenile adjudications	1. Count a prior misdemeanor conviction or prior juvenile adjudication only if it is a crime against a person or property, a controlled substance crime, or a weapon offense enumerated in Chapter 37 of the Michigan Penal Code, 1931 PA 328, (MCL 750.222 to 750.239a.) 2. Count all prior misdemeanor and prior misdemeanor adjudications for operating a vehicle, vessel, aircraft or locomotive while under the influence of, or impaired by alcohol, a controlled substance, or a combination of alcohol and a controlled substance. 3. Do not count a prior conviction used to enhance the sentencing offense to a felony.

PRV #	Points	Variable Name and Category	Instructions
6		RELATIONSHIP TO THE CRIMINAL JUSTICE SYSTEM 20 The offender is a prisoner of the department of corrections or serving a sentence in jail 15 The offender is incarcerated in jail awaiting adjudication or sentencing on a conviction or probation violation 10 The offender is on parole, probation or delayed sentence status or on bond awaiting adjudication or sentencing for a felony 5 The offender is on probation or delayed sentence status, or on bond awaiting adjudication or sentence for a misdemeanor 0 The offender has no relationship to the criminal justice system	1. Score the appropriate point value if the offender is involved with the criminal justice system in another state or United States. 2. "Prisoner of the department of corrections or serving a sentence in jail" includes an individual who is an escapee. 3. "Delayed sentence status" includes, but is not limited to, those sentenced under: <ul style="list-style-type: none"> • MCL 333.7411 (Controlled Substance) • MCL 750.350a (Parental Kidnapping) • MCL 762.11- .15 (Youthful Trainee Act) • MCL 769.4a (Assault)
7		SUBSEQUENT OR CONCURRENT FELONY CONVICTIONS 20 The offender has 2 or more subsequent or concurrent convictions 10 The offender has 1 subsequent or concurrent convictions 0 The offender has no subsequent or concurrent convictions	1. Score the appropriate point value if the offender was convicted of multiple felony counts or was convicted of a felony after the sentencing offense was committed. 2. Do not score a felony firearm conviction in this variable. 3. Do not score a concurrent felony conviction if a consecutive sentence will result from that conviction.

OFFENSE VARIABLES FOR CRIMES AGAINST PROPERTY

OV#	Pts	Variable Name and Category	Instructions
1		Aggravated Use of A Weapon	
	25	A firearm was discharged at or toward a human being or a victim was cut or stabbed with a knife or other cutting or stabbing weapon	1. Count each person who was placed in danger of injury or loss of life as a victim.
	15	A firearm was pointed at or toward a victim or the victim had a reasonable apprehension of an immediate battery when threatened with a knife or other cutting or stabbing weapon	2. In multiple offender cases, if 1 offender is assessed points for the presence, or use of a weapon, all offenders shall be assessed the same number of points.
	10	The victim was touched by any other type of weapon	3. Score "5" points if an offender used an object to suggest the presence of a weapon.
	5	A weapon was displayed or implied	4. Do not score 5 points if the conviction offense is Felonious Assault or Robbery Armed.
	0	No aggravated use of a weapon occurred	
2		Lethal Potential of the Weapon Possessed	
	15	The offender possessed an incendiary device or explosive device, or a fully automatic weapon	1. In multiple offender cases, if 1 offender is assessed points for possessing a weapon, all offenders shall be assessed the same number of points.
	10	The offender possessed a short-barreled rifle or a short-barreled shotgun	2. "Fully automatic weapon" means a firearm employing gas pressure or force of recoil or other means to eject an empty cartridge from the firearm after a shot, and to load and fire the next cartridge from the magazine, without renewed pressure on the trigger for each successive shot.
	5	The offender possessed a pistol, rifle, shotgun, or knife or other cutting or stabbing weapon	3. "Pistol", "rifle", or "shotgun" includes a revolver, semi-automatic pistol, rifle, shotgun, combination rifle and shotgun, or other firearm manufactured in or after 1898 that fires fixed ammunition, but does not include a fully automatic weapon or short-barreled shotgun or short-barreled rifle.
	1	The offender possessed any other potentially lethal weapon	4. "Incendiary device" includes gasoline or any other flammable substance, a blowtorch, fire bomb, Molotov cocktail or other similar device.
	0	The offender possessed no weapon	

OV#	Pts	Variable Name and Category	Instructions
3		Physical Injury to a Victim	
	100	A victim was killed	<ol style="list-style-type: none"> 1. In multiple offender cases, if 1 offender is assessed points for death or physical injury, all offenders shall be assessed the same number of points. 2. Score 100 points if death results from the commission of a crime and homicide is not the sentencing offense. 3. Do not score 5 points if bodily injury is an element of the sentencing offense. 4. "Requiring medical treatment" refers to the necessity for treatment and not the victim's success in obtaining treatment.
	25	Life threatening or permanent incapacitating injury occurred to a victim	
	10	Bodily injury requiring medical treatment occurred to a victim	
	5	Bodily injury not requiring medical treatment occurred to a victim	
	0	No physical injury occurred to a victim	
4		Psychological Injury to a Victim	
	10	Serious psychological injury to victim requiring professional treatment occurred to a victim	<ol style="list-style-type: none"> 1. Score 10 points if the serious psychological injury may require professional treatment. In making this determination, the fact that treatment has not been sought is not conclusive.
	0	No serious psychological injury requiring professional treatment occurred to a victim	
9		Number of Victims	
	100	Multiple deaths occurred	<ol style="list-style-type: none"> 1. Score 100 points only in homicide cases. 2. Count each person who was placed in danger of injury or loss of life as a victim.
	25	There were 10 or more victims	
	10	There were 2 - 9 victims	
	0	There were fewer than 2 victims	

OV#	Pts	Variable Name and Category	Instructions
10		Exploitation of a Vulnerable Victim	
	15	Predatory Conduct was involved	1. The mere existence of one or more of these factors does not automatically equate with victim vulnerability.
	10	The offender exploited a victim's physical disability, mental disability, youth or agedness, or a domestic relationship or the offender abused his or her authority status	2. "Predatory conduct" means pre-offense conduct directed at a victim for the primary purpose of victimization.
	5	The offender exploited a victim by his or her difference in size or strength, or both, or exploited a victim who was intoxicated, under the influence of drugs, asleep or unconscious	3. "Exploit" means to manipulate a victim for selfish or unethical purposes.
	0	The offender did not exploit a victim's vulnerability	4. "Vulnerability" means the readily apparent susceptibility of a victim to injury, physical restraint, persuasion, or temptation.
			5. "Abuse of authority status" means a victim was exploited out of fear or deference to an authority figure, including, but not limited to, a parent, physician, or teacher.
12		Contemporaneous Felonious Criminal Acts	
	25	Three or more contemporaneous felonious criminal acts involving crimes against a person were committed	1. A felonious criminal act is contemporaneous if both of the following circumstances exist: (1) the act occurred within 24 hours of the sentencing offense, and; (2) the act has not and will not result in a separate conviction.
	10	Two contemporaneous felonious criminal acts involving crimes against a person were committed	2. A felony firearm conviction should not be considered when scoring this variable.
	10	Three or more contemporaneous felonious criminal acts involving other crimes were committed	3. Do not score conduct scored in offense variable 11.
	5	One contemporaneous felonious criminal act involving a crime against a person was committed	
	5	Two contemporaneous felonious criminal acts involving other crimes were committed	
	1	One contemporaneous felonious criminal act involving any other crimes was committed	
	0	No contemporaneous felonious criminal acts were committed	

OV#	Pts	Variable Name and Category	Instructions
13		Continuing Pattern of Criminal Behavior 25 The offense was part of a pattern of felonious criminal activity involving 3 or more crimes against a person. 10 The offense was part of a pattern of felonious criminal activity involving a combination of 3 or more crimes against a person or property 10 The offense was part of a pattern of felonious criminal activity directly related to membership in an organized criminal group 5 The offense was part of a pattern of felonious criminal activity involving 3 or more crimes against property 0 No pattern of felonious criminal activity existed	1. For determining the appropriate points under this variable, all crimes within a five-year period, including the sentencing offense, shall be counted regardless of whether the offense resulted in a conviction. 2. The presence or absence of multiple offenders, the age of the offenders, or the degree of sophistication of the organized criminal group is not as important as the fact of the group's existence, which may be reasonably inferred from the facts surrounding the sentencing offense. 3. Except for offenses related to membership in an organized criminal group, do not score conduct scored in offense variable 11 or 12.
14		Offenders Role 10 The offender was a leader in a multiple offender situation 0 The offender was not a leader in a multiple offender situation	1. The entire criminal transaction should be considered when scoring this variable. 2. If 3 or more offenders were involved, more than 1 offender may be determined to have been a leader.

OV#	Pts	Variable Name and Category	Instructions
16		Property Obtained, Damaged, Lost or Destroyed 10 Wanton or malicious damage occurred beyond that necessary to commit the crime for which the offender is not charged and will not be charged 10 The property had a value of more than \$20,000.00 or had significant historical, social, or sentimental value 5 The property destroyed had a value of \$1,000.00 or more but not more than \$20,000.00 1 The property destroyed had a value of \$200.00 or more but not more than \$1000.00 0 No property was obtained, damaged, lost or destroyed or the property had a value of less \$200.00	1. This variable is scored in the Crimes Against a Person crime group only if the offense being scored is Home Invasion First or Second. 2. In multiple offender or victim cases, the appropriate points may be determined by adding together the aggregate value of money or property involved, including property involved in uncharged offenses or charges dismissed under a plea agreement. 3. In cases in which the property was obtained unlawfully, lost to the lawful owner, or destroyed, use the value of the property in scoring this variable. If the property was damaged, use the monetary amount appropriate to restore the property to pre-offense condition in scoring this variable. 4. The amount of money or property involved in admitted but uncharged offenses or in charges that have been dismissed under a plea agreement may be considered.
19		Threat to the Security of a Penal Institution or Court or Interference with the Administration of Justice 25 The offender by his or her conduct threatened the security of a penal institution or court 15 The offender used force or the threat of force against another person or the property of another person to interfere with or attempt to interfere with the administration of justice 10 The offender otherwise interfered with or attempted to interfere with the administration of justice 0 The offender did not threaten the security of a penal institution or court or interfere with or attempt to interfere with the administration of justice	

PRIOR RECORD VARIABLES

PRV #	Points	Variable Name and Category	Instructions
1		PRIOR HIGH SEVERITY FELONY CONVICTIONS	1. "Prior high severity felony conviction" means a conviction for a crime listed in offense class M2, A, B, C, or D or for a felony under a law of the United States or another state corresponding to a crime listed in offense class M2, A, B, C, or D, if the conviction was entered before the sentencing offense was committed.
	75	The offender has 3 or more prior high severity convictions	
	50	The offender has 2 prior high severity convictions	
	25	The offender has 1 prior high severity conviction	
	0	The offender has no prior high severity convictions	
2		PRIOR LOW SEVERITY FELONY CONVICTIONS	1. "Prior low severity felony conviction" means a conviction for a crime listed in offense class E, F, G, or H, or for a felony under a law of the United States or another state corresponding to a crime listed in offense class E, F, G, or H, if the conviction was entered before the sentencing offense was committed.
	30	The offender has 4 or more prior low severity convictions	
	20	The offender has 3 prior low severity convictions	
	10	The offender has 2 prior low severity convictions	
	5	The offender has 1 prior low severity conviction	
	0	The offender has no prior low severity convictions	
3		PRIOR HIGH SEVERITY JUVENILE ADJUDICATIONS	1. "Prior high severity juvenile adjudication" means a juvenile adjudication for conduct that would be a crime listed in offense class M2, A, B, C, or D if committed by an adult or for conduct that would be a felony under a law of the United States or another state corresponding to a crime listed in offense class M2, A, B, C, or D if committed by an adult, if the order of disposition was entered before the sentencing offense was committed.
	50	The offender has 3 or more prior high severity juvenile adjudications	
	25	The offender has 2 prior high severity juvenile adjudications	
	10	The offender has 1 prior high severity juvenile adjudication	
	0	The offender has no prior high severity juvenile adjudications	

PRV #	Points	Variable Name and Category	Instructions
4		PRIOR LOW SEVERITY JUVENILE ADJUDICATIONS	
	20	The offender has 6 or more prior low severity juvenile adjudications	1. "Prior low severity juvenile adjudication" means a juvenile adjudication for conduct that would be a crime listed in offense class E, F, G, or H, if committed by an adult or for conduct that would be a felony under a law of the United States or another state corresponding to a crime listed in offense class E, F, G, or H if committed by an adult, if the order of disposition was entered before the sentencing offense was committed.
	10	The offender has 4 or 5 prior low severity Juvenile adjudications	
	5	The offender has 2 or 3 prior low severity juvenile adjudications	
	2	The offender has 1 prior low severity juvenile adjudication	
	0	The offender has no prior low severity juvenile adjudications	
5		PRIOR MISDEMEANOR CONVICTIONS OR PRIOR MISDEMEANOR JUVENILE ADJUDICATIONS	
	20	The offender has 7 or more prior misdemeanor convictions or prior juvenile adjudications	1. Count a prior misdemeanor conviction or prior juvenile adjudication only if it is a crime against a person or property, a controlled substance crime, or a weapon offense enumerated in Chapter 37 of the Michigan Penal Code, 1931 PA 328, (MCL 750.222 to 750.239a.) 2. Count all prior misdemeanor and prior misdemeanor adjudications for operating a vehicle, vessel, aircraft or locomotive while under the influence of, or impaired by alcohol, a controlled substance, or a combination of alcohol and a controlled substance. 3. Do not count a prior conviction used to enhance the sentencing offense to a felony.
	15	The offender has 5 or 6 prior misdemeanor convictions or prior juvenile adjudications	
	10	The offender has 3 or 4 prior misdemeanor convictions or prior juvenile adjudications	
	5	The offender has 2 prior misdemeanor convictions or prior juvenile adjudications	
	2	The offender has 1 prior misdemeanor conviction or prior juvenile adjudication	
	0	The offender has no prior misdemeanor convictions or prior juvenile adjudications	

PRV #	Points	Variable Name and Category	Instructions
6		RELATIONSHIP TO THE CRIMINAL JUSTICE SYSTEM 20 The offender is a prisoner of the department of corrections or serving a sentence in jail 15 The offender is incarcerated in jail awaiting adjudication or sentencing on a conviction or probation violation 10 The offender is on parole, probation or delayed sentence status or on bond awaiting adjudication or sentencing for a felony 5 The offender is on probation or delayed sentence status, or on bond awaiting adjudication or sentence for a misdemeanor 0 The offender has no relationship to the criminal justice system	1. Score the appropriate point value if the offender is involved with the criminal justice system in another state or United States. 2. "Prisoner of the department of corrections or serving a sentence in jail" includes an individual who is an escapee. 3. "Delayed sentence status" includes, but is not limited to, those sentenced under: <ul style="list-style-type: none"> • MCL 333.7411 (Controlled Substance) • MCL 750.350a (Parental Kidnapping) • MCL 762.11- .15 (Youthful Trainee Act) • MCL 769.4a (Assault)
7		SUBSEQUENT OR CONCURRENT FELONY CONVICTIONS 20 The offender has 2 or more subsequent or concurrent convictions 10 The offender has 1 subsequent or concurrent convictions 0 The offender has no subsequent or concurrent convictions	1. Score the appropriate point value if the offender was convicted of multiple felony counts or was convicted of a felony after the sentencing offense was committed. 2. Do not score a felony firearm conviction in this variable. 3. Do not score a concurrent felony conviction if a consecutive sentence will result from that conviction.

OFFENSE VARIABLES FOR CRIMES INVOLVING A CONTROLLED SUBSTANCE

OV#	Pts	Variable Name and Category	Instructions
1		Aggravated Use of A Weapon 25 A firearm was discharged at or toward a human being or a victim was cut or stabbed with a knife or other cutting or stabbing weapon 15 A firearm was pointed at or toward a victim or the victim had a reasonable apprehension of an immediate battery when threatened with a knife or other cutting or stabbing weapon 10 The victim was touched by any other type of weapon 5 A weapon was displayed or implied 0 No aggravated use of a weapon occurred	1. Count each person who was placed in danger of injury or loss of life as a victim. 2. In multiple offender cases, if 1 offender is assessed points for the presence, or use of a weapon, all offenders shall be assessed the same number of points. 3. Score "5" points if an offender used an object to suggest the presence of a weapon. 4. Do not score 5 points if the conviction offense is Felonious Assault or Robbery Armed.
2		Lethal Potential of the Weapon Possessed 15 The offender possessed an incendiary device or explosive device, or a fully automatic weapon 10 The offender possessed a short-barreled rifle or a short-barreled shotgun 5 The offender possessed a pistol, rifle, shotgun, or knife or other cutting or stabbing weapon 1 The offender possessed any other potentially lethal weapon 0 The offender possessed no weapon	1. In multiple offender cases, if 1 offender is assessed points for possessing a weapon, all offenders shall be assessed the same number of points. 2. "Fully automatic weapon" means a firearm employing gas pressure or force of recoil or other means to eject an empty cartridge from the firearm after a shot, and to load and fire the next cartridge from the magazine, without renewed pressure on the trigger for each successive shot. 3. "Pistol", "rifle", or "shotgun" includes a revolver, semi-automatic pistol, rifle, shotgun, combination rifle and shotgun, or other firearm manufactured in or after 1898 that fires fixed ammunition, but does not include a fully automatic weapon or short-barreled shotgun or short-barreled rifle. 4. "Incendiary device" includes gasoline or any other flammable substance, a blowtorch, fire bomb, Molotov cocktail or other similar device.

OV#	Pts	Variable Name and Category	Instructions
3		Physical Injury to a Victim	
	100	A victim was killed	<ol style="list-style-type: none"> 1. In multiple offender cases, if 1 offender is assessed points for death or physical injury, all offenders shall be assessed the same number of points. 2. Score 100 points if death results from the commission of a crime and homicide is not the sentencing offense. 3. Do not score 5 points if bodily injury is an element of the sentencing offense. 4. "Requiring medical treatment" refers to the necessity for treatment and not the victim's success in obtaining treatment.
	25	Life threatening or permanent incapacitating injury occurred to a victim	
	10	Bodily injury requiring medical treatment occurred to a victim	
	5	Bodily injury not requiring medical treatment occurred to a victim	
	0	No physical injury occurred to a victim	
12		Contemporaneous Felonious Criminal Acts	
	25	Three or more contemporaneous felonious criminal acts involving crimes against a person were committed	<ol style="list-style-type: none"> 1. A felonious criminal act is contemporaneous if both of the following circumstances exist: (1) the act occurred within 24 hours of the sentencing offense, and; (2) the act has not and will not result in a separate conviction. 2. A felony firearm conviction should not be considered when scoring this variable. 3. Do not score conduct scored in offense variable 11.
	10	Two contemporaneous felonious criminal acts involving crimes against a person were committed	
	10	Three or more contemporaneous felonious criminal acts involving other crimes were committed	
	5	One contemporaneous felonious criminal act involving a crime against a person was committed	
	5	Two contemporaneous felonious criminal acts involving other crimes were committed	
	1	One contemporaneous felonious criminal act involving any other crimes was committed	
	0	No contemporaneous felonious criminal acts were committed	

OV#	Pts	Variable Name and Category	Instructions
13		Continuing Pattern of Criminal Behavior	
	25	The offense was part of a pattern of felonious criminal activity involving 3 or more crimes against a person.	<ol style="list-style-type: none"> For determining the appropriate points under this variable, all crimes within a five-year period, including the sentencing offense, shall be counted regardless of whether the offense resulted in a conviction. The presence or absence of multiple offenders, the age of the offenders, or the degree of sophistication of the organized criminal group is not as important as the fact of the group's existence, which may be reasonably inferred from the facts surrounding the sentencing offense. Except for offenses related to membership in an organized criminal group, do not score conduct scored in offense variable 11 or 12.
	10	The offense was part of a pattern of felonious criminal activity involving a combination of 3 or more crimes against a person or property	
	10	The offense was part of a pattern of felonious criminal activity directly related to membership in an organized criminal group	
	5	The offense was part of a pattern of felonious criminal activity involving 3 or more crimes against property	
	0	No pattern of felonious criminal activity existed	
14		Offenders Role	
	10	The offender was a leader in a multiple offender situation	<ol style="list-style-type: none"> The entire criminal transaction should be considered when scoring this variable. If 3 or more offenders were involved, more than 1 offender may be determined to have been a leader.
	0	The offender was not a leader in a multiple offender situation	

OV#	Pts	Variable Name and Category	Instructions
15		Aggravated Controlled Substance Offenses	
	25	The offense involved the sale or delivery of a controlled substance other than marihuana or a mixture containing a controlled substance other than marihuana by the offender who was 18 years of age or older to a minor who was 3 or more years younger than the offender	1. "Deliver" means the actual or constructive transfer of a controlled substance from 1 individual to another regardless of remuneration.
	20	The offense involved the sale, delivery, or possession with intent to sell or deliver 225 grams or more of a controlled substance classified in schedule 1 or 2, or a mixture containing a controlled substance classified in schedule 1 or 2	2. "Minor" means an individual 17 years of age or less.
	15	The offense involved the sale, delivery, or possession with intent to sell or deliver 50 or more grams but less than 225 grams of a controlled substance classified in schedule 1 or 2 or a mixture containing a controlled substance classified in schedule 1 or 2	3. "Trafficking" means the sale or delivery of controlled substances or counterfeit controlled substances on a continuing basis to 1 or more other individuals for further distribution.
	10	The offense involved the sale, delivery, or possession with intent to sell or deliver 45 kilograms or more of marihuana or 200 or more of marihuana plants	
	5	The offense involved the delivery or possession with the intent to deliver marihuana or any other controlled substance or counterfeit controlled substance or possession of controlled substances or counterfeit controlled substances having a value or under such circumstances as to indicate trafficking	
	0	The offense was not an offense described in the categories above	
19		Threat to the Security of a Penal Institution or Court or Interference with the Administration of Justice	
	25	The offender by his or her conduct threatened the security of a penal institution or court	
	15	The offender used force or the threat of force against another person or the property of another person to interfere with or attempt to interfere with the administration of justice	
	10	The offender otherwise interfered with or attempted to interfere with the administration of justice	
	0	The offender did not threaten the security of a penal institution or court or interfere with or attempt to interfere with the administration of justice	

PRIOR RECORD VARIABLES

PRV #	Points	Variable Name and Category	Instructions
1		PRIOR HIGH SEVERITY FELONY CONVICTIONS 75 The offender has 3 or more prior high severity convictions 50 The offender has 2 prior high severity convictions 25 The offender has 1 prior high severity conviction 0 The offender has no prior high severity convictions	1. "Prior high severity felony conviction" means a conviction for a crime listed in offense class M2, A, B, C, or D or for a felony under a law of the United States or another state corresponding to a crime listed in offense class M2, A, B, C, or D, if the conviction was entered before the sentencing offense was committed.
2		PRIOR LOW SEVERITY FELONY CONVICTIONS 30 The offender has 4 or more prior low severity convictions 20 The offender has 3 prior low severity convictions 10 The offender has 2 prior low severity convictions 5 The offender has 1 prior low severity conviction 0 The offender has no prior low severity convictions	1. "Prior low severity felony conviction" means a conviction for a crime listed in offense class E, F, G, or H, or for a felony under a law of the United States or another state corresponding to a crime listed in offense class E, F, G, or H, if the conviction was entered before the sentencing offense was committed.
3		PRIOR HIGH SEVERITY JUVENILE ADJUDICATIONS 50 The offender has 3 or more prior high severity juvenile adjudications 25 The offender has 2 prior high severity juvenile adjudications 10 The offender has 1 prior high severity juvenile adjudication 0 The offender has no prior high severity juvenile adjudications	1. "Prior high severity juvenile adjudication" means a juvenile adjudication for conduct that would be a crime listed in offense class M2, A, B, C, or D if committed by an adult or for conduct that would be a felony under a law of the United States or another state corresponding to a crime listed in offense class M2, A, B, C, or D if committed by an adult, if the order of disposition was entered before the sentencing offense was committed.

PRV #	Points	Variable Name and Category	Instructions
4		PRIOR LOW SEVERITY JUVENILE ADJUDICATIONS 20 The offender has 6 or more prior low severity juvenile adjudications 10 The offender has 4 or 5 prior low severity juvenile adjudications 5 The offender has 2 or 3 prior low severity juvenile adjudications 2 The offender has 1 prior low severity juvenile adjudication 0 The offender has no prior low severity juvenile adjudications	1. "Prior low severity juvenile adjudication" means a juvenile adjudication for conduct that would be a crime listed in offense class E, F, G, or H, if committed by an adult or for conduct that would be a felony under a law of the United States or another state corresponding to a crime listed in offense class E, F, G, or H if committed by an adult, if the order of disposition was entered before the sentencing offense was committed.
5		PRIOR MISDEMEANOR CONVICTIONS OR PRIOR MISDEMEANOR JUVENILE ADJUDICATIONS 20 The offender has 7 or more prior misdemeanor convictions or prior juvenile adjudications 15 The offender has 5 or 6 prior misdemeanor convictions or prior juvenile adjudications 10 The offender has 3 or 4 prior misdemeanor convictions or prior juvenile adjudications 5 The offender has 2 prior misdemeanor convictions or prior juvenile adjudications 2 The offender has 1 prior misdemeanor conviction or prior juvenile adjudication 0 The offender has no prior misdemeanor convictions or prior juvenile adjudications	1. Count a prior misdemeanor conviction or prior juvenile adjudication only if it is a crime against a person or property, a controlled substance crime, or a weapon offense enumerated in Chapter 37 of the Michigan Penal Code, 1931 PA 328, (MCL 750.222 to 750.239a.) 2. Count all prior misdemeanor and prior misdemeanor adjudications for operating a vehicle, vessel, aircraft or locomotive while under the influence of, or impaired by alcohol, a controlled substance, or a combination of alcohol and a controlled substance. 3. Do not count a prior conviction used to enhance the sentencing offense to a felony.

PRV #	Points	Variable Name and Category	Instructions
6		RELATIONSHIP TO THE CRIMINAL JUSTICE SYSTEM 20 The offender is a prisoner of the department of corrections or serving a sentence in jail 15 The offender is incarcerated in jail awaiting adjudication or sentencing on a conviction or probation violation 10 The offender is on parole, probation or delayed sentence status or on bond awaiting adjudication or sentencing for a felony 5 The offender is on probation or delayed sentence status, or on bond awaiting adjudication or sentence for a misdemeanor 0 The offender has no relationship to the criminal justice system	1. Score the appropriate point value if the offender is involved with the criminal justice system in another state or United States. 2. "Prisoner of the department of corrections or serving a sentence in jail" includes an individual who is an escapee. 3. "Delayed sentence status" includes, but is not limited to, those sentenced under: <ul style="list-style-type: none"> • MCL 333.7411 (Controlled Substance) • MCL 750.350a (Parental Kidnapping) • MCL 762.11- .15 (Youthful Trainee Act) • MCL 769.4a (Assault)
7		SUBSEQUENT OR CONCURRENT FELONY CONVICTIONS 20 The offender has 2 or more subsequent or concurrent convictions 10 The offender has 1 subsequent or concurrent convictions 0 The offender has no subsequent or concurrent convictions	1. Score the appropriate point value if the offender was convicted of multiple felony counts or was convicted of a felony after the sentencing offense was committed. 2. Do not score a felony firearm conviction in this variable. 3. Do not score a concurrent felony conviction if a consecutive sentence will result from that conviction.

OFFENSE VARIABLES FOR CRIMES AGAINST PUBLIC ORDER

OV#	Pts	Variable Name and Category	Instructions
1		Aggravated Use of A Weapon	
	25	A firearm was discharged at or toward a human being or a victim was cut or stabbed with a knife or other cutting or stabbing weapon	1. Count each person who was placed in danger of injury or loss of life as a victim.
	15	A firearm was pointed at or toward a victim or the victim had a reasonable apprehension of an immediate battery when threatened with a knife or other cutting or stabbing weapon	2. In multiple offender cases, if 1 offender is assessed points for the presence, or use of a weapon, all offenders shall be assessed the same number of points.
	10	The victim was touched by any other type of weapon	3. Score "5" points if an offender used an object to suggest the presence of a weapon.
	5	A weapon was displayed or implied	4. Do not score 5 points if the conviction offense is Felonious Assault or Robbery Armed.
	0	No aggravated use of a weapon occurred	
3		Physical Injury to a Victim	
	100	A victim was killed	1. In multiple offender cases, if 1 offender is assessed points for death or physical injury, all offenders shall be assessed the same number of points.
	25	Life threatening or permanent incapacitating injury occurred to a victim	2. Score 100 points if death results from the commission of a crime and homicide is not the sentencing offense.
	10	Bodily injury requiring medical treatment occurred to a victim	3. Do not score 5 points if bodily injury is an element of the sentencing offense.
	5	Bodily injury not requiring medical treatment occurred to a victim	4. "Requiring medical treatment" refers to the necessity for treatment and not the victim's success in obtaining treatment.
	0	No physical injury occurred to a victim	
4		Psychological Injury to a Victim	
	10	Serious psychological injury to victim requiring professional treatment occurred to a victim	1. Score 10 points if the serious psychological injury may require professional treatment. In making this determination, the fact that treatment has not been sought is not conclusive.
	0	No serious psychological injury requiring professional treatment occurred to a victim	

OV#	Pts	Variable Name and Category	Instructions
9		Number of Victims	
	100	Multiple deaths occurred	<ol style="list-style-type: none"> 1. Score 100 points only in homicide cases. 2. Count each person who was placed in danger of injury or loss of life as a victim.
	25	There were 10 or more victims	
	10	There were 2 - 9 victims	
	0	There were fewer than 2 victims	
10		Exploitation of a Vulnerable Victim	
	15	Predatory Conduct was involved	<ol style="list-style-type: none"> 1. The mere existence of one or more of these factors does not automatically equate with victim vulnerability. 2. "Predatory conduct" means pre-offense conduct directed at a victim for the primary purpose of victimization. 3. "Exploit" means to manipulate a victim for selfish or unethical purposes. 4. "Vulnerability" means the readily apparent susceptibility of a victim to injury, physical restraint, persuasion, or temptation. 5. "Abuse of authority status" means a victim was exploited out of fear or deference to an authority figure, including, but not limited to, a parent, physician, or teacher.
	10	The offender exploited a victim's physical disability, mental disability, youth or agedness, or a domestic relationship or the offender abused his or her authority status	
	5	The offender exploited a victim by his or her difference in size or strength, or both, or exploited a victim who was intoxicated, under the influence of drugs, asleep or unconscious	
	0	The offender did not exploit a victim's vulnerability	

OV#	Pts	Variable Name and Category	Instructions
12		Contemporaneous Felonious Criminal Acts	
	25	Three or more contemporaneous felonious criminal acts involving crimes against a person were committed	<ol style="list-style-type: none"> 1. A felonious criminal act is contemporaneous if both of the following circumstances exist: (1) the act occurred within 24 hours of the sentencing offense, and; (2) the act has not and will not result in a separate conviction. 2. A felony firearm conviction should not be considered when scoring this variable. 3. Do not score conduct scored in offense variable 11.
	10	Two contemporaneous felonious criminal acts involving crimes against a person were committed	
	10	Three or more contemporaneous felonious criminal acts involving other crimes were committed	
	5	One contemporaneous felonious criminal act involving a crime against a person was committed	
	5	Two contemporaneous felonious criminal acts involving other crimes were committed	
	1	One contemporaneous felonious criminal act involving any other crimes was committed	
	0	No contemporaneous felonious criminal acts were committed	
13		Continuing Pattern of Criminal Behavior	
	25	The offense was part of a pattern of felonious criminal activity involving 3 or more crimes against a person.	<ol style="list-style-type: none"> 1. For determining the appropriate points under this variable, all crimes within a five-year period, including the sentencing offense, shall be counted regardless of whether the offense resulted in a conviction. 2. The presence or absence of multiple offenders, the age of the offenders, or the degree of sophistication of the organized criminal group is not as important as the fact of the group's existence, which may be reasonably inferred from the facts surrounding the sentencing offense. 3. Except for offenses related to membership in an organized criminal group, do not score conduct scored in offense variable 11 or 12.
	10	The offense was part of a pattern of felonious criminal activity involving a combination of 3 or more crimes against a person or property	
	10	The offense was part of a pattern of felonious criminal activity directly related to membership in an organized criminal group	
	5	The offense was part of a pattern of felonious criminal activity involving 3 or more crimes against property	
	0	No pattern of felonious criminal activity existed	
14		Offenders Role	
	10	The offender was a leader in a multiple offender situation	<ol style="list-style-type: none"> 1. The entire criminal transaction should be considered when scoring this variable. 2. If 3 or more offenders were involved, more than 1 offender may be determined to have been a leader.
	0	The offender was not a leader in a multiple offender situation	

OV#	Pts	Variable Name and Category	Instructions
16		Property Obtained, Damaged, Lost or Destroyed 10 Wanton or malicious damage occurred beyond that necessary to commit the crime for which the offender is not charged and will not be charged 10 The property had a value of more than \$20,000.00 or had significant historical, social, or sentimental value 5 The property destroyed had a value of \$1,000.00 or more but not more than \$20,000.00 1 The property destroyed had a value of \$200.00 or more but not more than \$1000.00 0 No property was obtained, damaged, lost or destroyed or the property had a value of less \$200.00	1. This variable is scored in the rimes Against a Person crime group only if the offense being scored is Home Invasion First or Second. 2. In multiple offender or victim cases, the appropriate points may be determined by adding together the aggregate value of money or property involved, including property involved in uncharged offenses or charges dismissed under a plea agreement. 3. In cases in which the property was obtained unlawfully, lost to the lawful owner, or destroyed, use the value of the property in scoring this variable. If the property was damaged, use the monetary amount appropriate to restore the property to pre-offense condition in scoring this variable. 4. The amount of money or property involved in admitted but uncharged offenses or in charges that have been dismissed under a plea agreement may be considered.
19		Threat to the Security of a Penal Institution or Court or Interference with the Administration of Justice 25 The offender by his or her conduct threatened the security of a penal institution or court 15 The offender used force or the threat of force against another person or the property of another person to interfere with or attempt to interfere with the administration of justice 10 The offender otherwise interfered with or attempted to interfere with the administration of justice 0 The offender did not threaten the security of a penal institution or court or interfere with or attempt to interfere with the administration of justice	

PRIOR RECORD VARIABLES

PRV #	Points	Variable Name and Category	Instructions
1		PRIOR HIGH SEVERITY FELONY CONVICTIONS	1. "Prior high severity felony conviction" means a conviction for a crime listed in offense class M2, A, B, C, or D or for a felony under a law of the United States or another state corresponding to a crime listed in offense class M2, A, B, C, or D, if the conviction was entered before the sentencing offense was committed.
	75	The offender has 3 or more prior high severity convictions	
	50	The offender has 2 prior high severity convictions	
	25	The offender has 1 prior high severity conviction	
	0	The offender has no prior high severity convictions	
2		PRIOR LOW SEVERITY FELONY CONVICTIONS	1. "Prior low severity felony conviction" means a conviction for a crime listed in offense class E, F, G, or H, or for a felony under a law of the United States or another state corresponding to a crime listed in offense class E, F, G, or H, if the conviction was entered before the sentencing offense was committed.
	30	The offender has 4 or more prior low severity convictions	
	20	The offender has 3 prior low severity convictions	
	10	The offender has 2 prior low severity convictions	
	5	The offender has 1 prior low severity conviction	
	0	The offender has no prior low severity convictions	
3		PRIOR HIGH SEVERITY JUVENILE ADJUDICATIONS	1. "Prior high severity juvenile adjudication" means a juvenile adjudication for conduct that would be a crime listed in offense class M2, A, B, C, or D if committed by an adult or for conduct that would be a felony under a law of the United States or another state corresponding to a crime listed in offense class M2, A, B, C, or D if committed by an adult, if the order of disposition was entered before the sentencing offense was committed.
	50	The offender has 3 or more prior high severity juvenile adjudications	
	25	The offender has 2 prior high severity juvenile adjudications	
	10	The offender has 1 prior high severity juvenile adjudication	
	0	The offender has no prior high severity juvenile adjudications	

PRV #	Points	Variable Name and Category	Instructions
4		PRIOR LOW SEVERITY JUVENILE ADJUDICATIONS 20 The offender has 6 or more prior low severity juvenile adjudications 10 The offender has 4 or 5 prior low severity Juvenile adjudications 5 The offender has 2 or 3 prior low severity juvenile adjudications 2 The offender has 1 prior low severity juvenile adjudication 0 The offender has no prior low severity juvenile adjudications	1. "Prior low severity juvenile adjudication" means a juvenile adjudication for conduct that would be a crime listed in offense class E, F, G, or H, if committed by an adult or for conduct that would be a felony under a law of the United States or another state corresponding to a crime listed in offense class E, F, G, or H if committed by an adult, if the order of disposition was entered before the sentencing offense was committed.
5		PRIOR MISDEMEANOR CONVICTIONS OR PRIOR MISDEMEANOR JUVENILE ADJUDICATIONS 20 The offender has 7 or more prior misdemeanor convictions or prior juvenile adjudications 15 The offender has 5 or 6 prior misdemeanor convictions or prior juvenile adjudications 10 The offender has 3 or 4 prior misdemeanor convictions or prior juvenile adjudications 5 The offender has 2 prior misdemeanor convictions or prior juvenile adjudications 2 The offender has 1 prior misdemeanor conviction or prior juvenile adjudication 0 The offender has no prior misdemeanor convictions or prior juvenile adjudications	1. Count a prior misdemeanor conviction or prior juvenile adjudication only if it is a crime against a person or property, a controlled substance crime, or a weapon offense enumerated in Chapter 37 of the Michigan Penal Code, 1931 PA 328, (MCL 750.222 to 750.239a.) 2. Count all prior misdemeanor and prior misdemeanor adjudications for operating a vehicle, vessel, aircraft or locomotive while under the influence of, or impaired by alcohol, a controlled substance, or a combination of alcohol and a controlled substance. 3. Do not count a prior conviction used to enhance the sentencing offense to a felony.

PRV #	Points	Variable Name and Category	Instructions
6		RELATIONSHIP TO THE CRIMINAL JUSTICE SYSTEM 20 The offender is a prisoner of the department of corrections or serving a sentence in jail 15 The offender is incarcerated in jail awaiting adjudication or sentencing on a conviction or probation violation 10 The offender is on parole, probation or delayed sentence status or on bond awaiting adjudication or sentencing for a felony 5 The offender is on probation or delayed sentence status, or on bond awaiting adjudication or sentence for a misdemeanor 0 The offender has no relationship to the criminal justice system	1. Score the appropriate point value if the offender is involved with the criminal justice system in another state or United States. 2. "Prisoner of the department of corrections or serving a sentence in jail" includes an individual who is an escapee. 3. "Delayed sentence status" includes, but is not limited to, those sentenced under: <ul style="list-style-type: none"> • MCL 333.7411 (Controlled Substance) • MCL 750.350a (Parental Kidnapping) • MCL 762.11- .15 (Youthful Trainee Act) • MCL 769.4a (Assault)
7		SUBSEQUENT OR CONCURRENT FELONY CONVICTIONS 20 The offender has 2 or more subsequent or concurrent convictions 10 The offender has 1 subsequent or concurrent convictions 0 The offender has no subsequent or concurrent convictions	1. Score the appropriate point value if the offender was convicted of multiple felony counts or was convicted of a felony after the sentencing offense was committed. 2. Do not score a felony firearm conviction in this variable. 3. Do not score a concurrent felony conviction if a consecutive sentence will result from that conviction.

OFFENSE VARIABLES FOR CRIMES AGAINST PUBLIC SAFETY

OV#	Pts	Variable Name and Category	Instructions
1		Aggravated Use of A Weapon	
	25	A firearm was discharged at or toward a human being or a victim was cut or stabbed with a knife or other cutting or stabbing weapon	1. Count each person who was placed in danger of injury or loss of life as a victim.
	15	A firearm was pointed at or toward a victim or the victim had a reasonable apprehension of an immediate battery when threatened with a knife or other cutting or stabbing weapon	2. In multiple offender cases, if 1 offender is assessed points for the presence, or use of a weapon, all offenders shall be assessed the same number of points.
	10	The victim was touched by any other type of weapon	3. Score "5" points if an offender used an object to suggest the presence of a weapon.
	5	A weapon was displayed or implied	4. Do not score 5 points if the conviction offense is Felonious Assault or Robbery Armed.
	0	No aggravated use of a weapon occurred	
3		Physical Injury to a Victim	
	100	A victim was killed	1. In multiple offender cases, if 1 offender is assessed points for death or physical injury, all offenders shall be assessed the same number of points.
	25	Life threatening or permanent incapacitating injury occurred to a victim	2. Score 100 points if death results from the commission of a crime and homicide is not the sentencing offense.
	10	Bodily injury requiring medical treatment occurred to a victim	3. Do not score 5 points if bodily injury is an element of the sentencing offense.
	5	Bodily injury not requiring medical treatment occurred to a victim	4. "Requiring medical treatment" refers to the necessity for treatment and not the victim's success in obtaining treatment.
	0	No physical injury occurred to a victim	
4		Psychological Injury to a Victim	
	10	Serious psychological injury to victim requiring professional treatment occurred to a victim	1. Score 10 points if the serious psychological injury may require professional treatment. In making this determination, the fact that treatment has not been sought is not conclusive.
	0	No serious psychological injury requiring professional treatment occurred to a victim	

OV#	Pts	Variable Name and Category	Instructions
9		Number of Victims 100 Multiple deaths occurred 25 There were 10 or more victims 10 There were 2 - 9 victims 0 There were fewer than 2 victims	1. Score 100 points only in homicide cases. 2. Count each person who was placed in danger of injury or loss of life as a victim.
10		Exploitation of a Vulnerable Victim 15 Predatory Conduct was involved 10 The offender exploited a victim's physical disability, mental disability, youth or agedness, or a domestic relationship or the offender abused his or her authority status 5 The offender exploited a victim by his or her difference in size or strength, or both, or exploited a victim who was intoxicated, under the influence of drugs, asleep or unconscious 0 The offender did not exploit a victim's vulnerability	1. The mere existence of one or more of these factors does not automatically equate with victim vulnerability. 2. "Predatory conduct" means pre-offense conduct directed at a victim for the primary purpose of victimization. 3. "Exploit" means to manipulate a victim for selfish or unethical purposes. 4. "Vulnerability" means the readily apparent susceptibility of a victim to injury, physical restraint, persuasion, or temptation. 5. "Abuse of authority status" means a victim was exploited out of fear or deference to an authority figure, including, but not limited to, a parent, physician, or teacher.

OV#	Pts	Variable Name and Category	Instructions
12		Contemporaneous Felonious Criminal Acts 25 Three or more contemporaneous felonious criminal acts involving crimes against a person were committed 10 Two contemporaneous felonious criminal acts involving crimes against a person were committed 10 Three or more contemporaneous felonious criminal acts involving other crimes were committed 5 One contemporaneous felonious criminal act involving a crime against a person was committed 5 Two contemporaneous felonious criminal acts involving other crimes were committed 1 One contemporaneous felonious criminal act involving any other crimes was committed 0 No contemporaneous felonious criminal acts were committed	1. A felonious criminal act is contemporaneous if both of the following circumstances exist: (1) the act occurred within 24 hours of the sentencing offense, and; (2) the act has not and will not result in a separate conviction. 2. A felony firearm conviction should not be considered when scoring this variable. 3. Do not score conduct scored in offense variable 11.
13		Continuing Pattern of Criminal Behavior 25 The offense was part of a pattern of felonious criminal activity involving 3 or more crimes against a person. 10 The offense was part of a pattern of felonious criminal activity involving a combination of 3 or more crimes against a person or property 10 The offense was part of a pattern of felonious criminal activity directly related to membership in an organized criminal group 5 The offense was part of a pattern of felonious criminal activity involving 3 or more crimes against property 0 No pattern of felonious criminal activity existed	1. For determining the appropriate points under this variable, all crimes within a five-year period, including the sentencing offense, shall be counted regardless of whether the offense resulted in a conviction. 2. The presence or absence of multiple offenders, the age of the offenders, or the degree of sophistication of the organized criminal group is not as important as the fact of the group's existence, which may be reasonably inferred from the facts surrounding the sentencing offense. 3. Except for offenses related to membership in an organized criminal group, do not score conduct scored in offense variable 11 or 12.
14		Offenders Role 10 The offender was a leader in a multiple offender situation 0 The offender was not a leader in a multiple offender situation	1. The entire criminal transaction should be considered when scoring this variable. 2. If 3 or more offenders were involved, more than 1 offender may be determined to have been a leader.

OV#	Pts	Variable Name and Category	Instructions
16		Property Obtained, Damaged, Lost or Destroyed 10 Wanton or malicious damage occurred beyond that necessary to commit the crime for which the offender is not charged and will not be charged 10 The property had a value of more than \$20,000.00 or had significant historical, social, or sentimental value 5 The property destroyed had a value of \$1,000.00 or more but not more than \$20,000.00 1 The property destroyed had a value of \$200.00 or more but not more than \$1000.00 0 No property was obtained, damaged, lost or destroyed or the property had a value of less \$200.00	1. This variable is scored in the Crimes Against a Person crime group only if the offense being scored is Home Invasion First or Second. 2. In multiple offender or victim cases, the appropriate points may be determined by adding together the aggregate value of money or property involved, including property involved in uncharged offenses or charges dismissed under a plea agreement. 3. In cases in which the property was obtained unlawfully, lost to the lawful owner, or destroyed, use the value of the property in scoring this variable. If the property was damaged, use the monetary amount appropriate to restore the property to pre-offense condition in scoring this variable. 4. The amount of money or property involved in admitted but uncharged offenses or in charges that have been dismissed under a plea agreement may be considered.

OV#	Pts	Variable Name and Category	Instructions
18		Operator Ability Affected by Alcohol or Drugs 20 The offender operated a vehicle when his or her bodily alcohol content was 0.20 grams or more per 100 milliliters of blood, per 210 liters of breath, or per 67 milliliters of urine 15 The offender operated a vehicle when his or her bodily alcohol content was 0.15 grams or more but less than 0.20 grams per 100 milliliters of blood, per 210 liters of breath, or per 67 milliliters of urine 10 The offender operated a vehicle when his or her bodily alcohol content was 0.10 grams or more but less than 0.15 grams per 100 milliliters of blood, per 210 liters of breath, or per 67 milliliters of urine, or while he or she was under the influence of intoxicating liquor or a controlled substance or a combination of intoxicating liquor and a controlled substance 5 The offender operated a vehicle when his or her bodily alcohol content was 0.07 grams or more but less than 0.10 grams of alcohol per 100 milliliters of blood, per 210 liters of breath, or per 67 milliliters of urine, or while he or she was visibly impaired by the use of intoxication liquor and a controlled substance, or a combination of intoxication liquor or a controlled substance, or was less than 21 years of age and had any bodily alcohol content 0 The offender's ability to operate a vehicle was not affected by an intoxicating liquor or a controlled substance or a combination of intoxicating liquor and a controlled substance.	1. This variable is scored in the Crimes Against a Person crime group where an element of the offense of conviction involves the operation of a vehicle, vessel, aircraft, or locomotive. 2. "Any bodily alcohol content" means either of the following: 1) an alcohol content of not less than 0.02 grams or more than 0.07 grams per 100 milliliters of blood, per 210 liters of breath, or per 67 milliliters of urine, or 2) any presence of alcohol within a individual's body resulting from the consumption of intoxicating liquor other than consumption of intoxicating liquor as part of a generally recognized religious service or ceremony.
19		Threat to the Security of a Penal Institution or Court or Interference with the Administration of Justice 25 The offender by his or her conduct threatened the security of a penal institution or court 15 The offender used force or the threat of force against another person or the property of another person to interfere with or attempt to interfere with the administration of justice 10 The offender otherwise interfered with or attempted to interfere with the administration of justice 0 The offender did not threaten the security of a penal institution or court or interfere with or attempt to interfere with the administration of justice	

PRIOR RECORD VARIABLES

PRV #	Points	Variable Name and Category	Instructions
1		PRIOR HIGH SEVERITY FELONY CONVICTIONS	1. "Prior high severity felony conviction" means a conviction for a crime listed in offense class M2, A, B, C, or D or for a felony under a law of the United States or another state corresponding to a crime listed in offense class M2, A, B, C, or D, if the conviction was entered before the sentencing offense was committed.
	75	The offender has 3 or more prior high severity convictions	
	50	The offender has 2 prior high severity convictions	
	25	The offender has 1 prior high severity conviction	
	0	The offender has no prior high severity convictions	
2		PRIOR LOW SEVERITY FELONY CONVICTIONS	1. "Prior low severity felony conviction" means a conviction for a crime listed in offense class E, F, G, or H, or for a felony under a law of the United States or another state corresponding to a crime listed in offense class E, F, G, or H, if the conviction was entered before the sentencing offense was committed.
	30	The offender has 4 or more prior low severity convictions	
	20	The offender has 3 prior low severity convictions	
	10	The offender has 2 prior low severity convictions	
	5	The offender has 1 prior low severity conviction	
	0	The offender has no prior low severity convictions	
3		PRIOR HIGH SEVERITY JUVENILE ADJUDICATIONS	1. "Prior high severity juvenile adjudication" means a juvenile adjudication for conduct that would be a crime listed in offense class M2, A, B, C, or D if committed by an adult or for conduct that would be a felony under a law of the United States or another state corresponding to a crime listed in offense class M2, A, B, C, or D if committed by an adult, if the order of disposition was entered before the sentencing offense was committed.
	50	The offender has 3 or more prior high severity juvenile adjudications	
	25	The offender has 2 prior high severity juvenile adjudications	
	10	The offender has 1 prior high severity juvenile adjudication	
	0	The offender has no prior high severity juvenile adjudications	

PRV #	Points	Variable Name and Category	Instructions
4		PRIOR LOW SEVERITY JUVENILE ADJUDICATIONS	1. "Prior low severity juvenile adjudication" means a juvenile adjudication for conduct that would be a crime listed in offense class E, F, G, or H, if committed by an adult or for conduct that would be a felony under a law of the United States or another state corresponding to a crime listed in offense class E, F, G, or H if committed by an adult, if the order of disposition was entered before the sentencing offense was committed.
	20	The offender has 6 or more prior low severity juvenile adjudications	
	10	The offender has 4 or 5 prior low severity juvenile adjudications	
	5	The offender has 2 or 3 prior low severity juvenile adjudications	
	2	The offender has 1 prior low severity juvenile adjudication	
	0	The offender has no prior low severity juvenile adjudications	
5		PRIOR MISDEMEANOR CONVICTIONS OR PRIOR MISDEMEANOR JUVENILE ADJUDICATIONS	1. Count a prior misdemeanor conviction or prior juvenile adjudication only if it is a crime against a person or property, a controlled substance crime, or a weapon offense enumerated in Chapter 37 of the Michigan Penal Code, 1931 PA 328, (MCL 750.222 to 750.239a.)
	20	The offender has 7 or more prior misdemeanor convictions or prior juvenile adjudications	
	15	The offender has 5 or 6 prior misdemeanor convictions or prior juvenile adjudications	2. Count all prior misdemeanor and prior misdemeanor adjudications for operating a vehicle, vessel, aircraft or locomotive while under the influence of, or impaired by alcohol, a controlled substance, or a combination of alcohol and a controlled substance.
	10	The offender has 3 or 4 prior misdemeanor convictions or prior juvenile adjudications	
	5	The offender has 2 prior misdemeanor convictions or prior juvenile adjudications	3. Do not count a prior conviction used to enhance the sentencing offense to a felony.
	2	The offender has 1 prior misdemeanor conviction or prior juvenile adjudication	
	0	The offender has no prior misdemeanor convictions or prior juvenile adjudications	

PRV #	Points	Variable Name and Category	Instructions
6		RELATIONSHIP TO THE CRIMINAL JUSTICE SYSTEM 20 The offender is a prisoner of the department of corrections or serving a sentence in jail 15 The offender is incarcerated in jail awaiting adjudication or sentencing on a conviction or probation violation 10 The offender is on parole, probation or delayed sentence status or on bond awaiting adjudication or sentencing for a felony 5 The offender is on probation or delayed sentence status, or on bond awaiting adjudication or sentence for a misdemeanor 0 The offender has no relationship to the criminal justice system	1. Score the appropriate point value if the offender is involved with the criminal justice system in another state or United States. 2. "Prisoner of the department of corrections or serving a sentence in jail" includes an individual who is an escapee. 3. "Delayed sentence status" includes, but is not limited to, those sentenced under: <ul style="list-style-type: none"> • MCL 333.7411 (Controlled Substance) • MCL 750.350a (Parental Kidnapping) • MCL 762.11- .15 (Youthful Trainee Act) • MCL 769.4a (Assault)
7		SUBSEQUENT OR CONCURRENT FELONY CONVICTIONS 20 The offender has 2 or more subsequent or concurrent convictions 10 The offender has 1 subsequent or concurrent convictions 0 The offender has no subsequent or concurrent convictions	1. Score the appropriate point value if the offender was convicted of multiple felony counts or was convicted of a felony after the sentencing offense was committed. 2. Do not score a felony firearm conviction in this variable. 3. Do not score a concurrent felony conviction if a consecutive sentence will result from that conviction.

OFFENSE VARIABLES FOR CRIMES AGAINST PUBLIC TRUST

OV#	Pts	Variable Name and Category	Instructions
1		Aggravated Use of A Weapon	
	25	A firearm was discharged at or toward a human being or a victim was cut or stabbed with a knife or other cutting or stabbing weapon	1. Count each person who was placed in danger of injury or loss of life as a victim.
	15	A firearm was pointed at or toward a victim or the victim had a reasonable apprehension of an immediate battery when threatened with a knife or other cutting or stabbing weapon	2. In multiple offender cases, if 1 offender is assessed points for the presence, or use of a weapon, all offenders shall be assessed the same number of points.
	10	The victim was touched by any other type of weapon	3. Score "5" points if an offender used an object to suggest the presence of a weapon.
	5	A weapon was displayed or implied	4. Do not score 5 points if the conviction offense is Felonious Assault or Robbery Armed.
	0	No aggravated use of a weapon occurred	
3		Physical Injury to a Victim	
	100	A victim was killed	1. In multiple offender cases, if 1 offender is assessed points for death or physical injury, all offenders shall be assessed the same number of points.
	25	Life threatening or permanent incapacitating injury occurred to a victim	2. Score 100 points if death results from the commission of a crime and homicide is not the sentencing offense.
	10	Bodily injury requiring medical treatment occurred to a victim	3. Do not score 5 points if bodily injury is an element of the sentencing offense.
	5	Bodily injury not requiring medical treatment occurred to a victim	4. "Requiring medical treatment" refers to the necessity for treatment and not the victim's success in obtaining treatment.
	0	No physical injury occurred to a victim	
4		Psychological Injury to a Victim	
	10	Serious psychological injury to victim requiring professional treatment occurred to a victim	1. Score 10 points if the serious psychological injury may require professional treatment. In making this determination, the fact that treatment has not been sought is not conclusive.
	0	No serious psychological injury requiring professional treatment occurred to a victim	

OV#	Pts	Variable Name and Category	Instructions
9		Number of Victims	
	100	Multiple deaths occurred	<ol style="list-style-type: none"> 1. Score 100 points only in homicide cases. 2. Count each person who was placed in danger of injury or loss of life as a victim.
	25	There were 10 or more victims	
	10	There were 2 - 9 victims	
	0	There were fewer than 2 victims	
10		Exploitation of a Vulnerable Victim	
	15	Predatory Conduct was involved	<ol style="list-style-type: none"> 1. The mere existence of one or more of these factors does not automatically equate with victim vulnerability. 2. "Predatory conduct" means pre-offense conduct directed at a victim for the primary purpose of victimization. 3. "Exploit" means to manipulate a victim for selfish or unethical purposes. 4. "Vulnerability" means the readily apparent susceptibility of a victim to injury, physical restraint, persuasion, or temptation. 5. "Abuse of authority status" means a victim was exploited out of fear or deference to an authority figure, including, but not limited to, a parent, physician, or teacher.
	10	The offender exploited a victim's physical disability, mental disability, youth or agedness, or a domestic relationship or the offender abused his or her authority status	
	5	The offender exploited a victim by his or her difference in size or strength, or both, or exploited a victim who was intoxicated, under the influence of drugs, asleep or unconscious	
	0	The offender did not exploit a victim's vulnerability	

OV#	Pts	Variable Name and Category	Instructions
12		Contemporaneous Felonious Criminal Acts	
	25	Three or more contemporaneous felonious criminal acts involving crimes against a person were committed	<ol style="list-style-type: none"> 1. A felonious criminal act is contemporaneous if both of the following circumstances exist: (1) the act occurred within 24 hours of the sentencing offense, and; (2) the act has not and will not result in a separate conviction. 2. A felony firearm conviction should not be considered when scoring this variable. 3. Do not score conduct scored in offense variable 11.
	10	Two contemporaneous felonious criminal acts involving crimes against a person were committed	
	10	Three or more contemporaneous felonious criminal acts involving other crimes were committed	
	5	One contemporaneous felonious criminal act involving a crime against a person was committed	
	5	Two contemporaneous felonious criminal acts involving other crimes were committed	
	1	One contemporaneous felonious criminal act involving any other crimes was committed	
	0	No contemporaneous felonious criminal acts were committed	
13		Continuing Pattern of Criminal Behavior	
	25	The offense was part of a pattern of felonious criminal activity involving 3 or more crimes against a person.	<ol style="list-style-type: none"> 1. For determining the appropriate points under this variable, all crimes within a five-year period, including the sentencing offense, shall be counted regardless of whether the offense resulted in a conviction. 2. The presence or absence of multiple offenders, the age of the offenders, or the degree of sophistication of the organized criminal group is not as important as the fact of the group's existence, which may be reasonably inferred from the facts surrounding the sentencing offense. 3. Except for offenses related to membership in an organized criminal group, do not score conduct scored in offense variable 11 or 12.
	10	The offense was part of a pattern of felonious criminal activity involving a combination of 3 or more crimes against a person or property	
	10	The offense was part of a pattern of felonious criminal activity directly related to membership in an organized criminal group	
	5	The offense was part of a pattern of felonious criminal activity involving 3 or more crimes against property	
	0	No pattern of felonious criminal activity existed	
14		Offenders Role	
	10	The offender was a leader in a multiple offender situation	<ol style="list-style-type: none"> 1. The entire criminal transaction should be considered when scoring this variable. 2. If 3 or more offenders were involved, more than 1 offender may be determined to have been a leader.
	0	The offender was not a leader in a multiple offender situation	

OV#	Pts	Variable Name and Category	Instructions
16		Property Obtained, Damaged, Lost or Destroyed 10 Wanton or malicious damage occurred beyond that necessary to commit the crime for which the offender is not charged and will not be charged 10 The property had a value of more than \$20,000.00 or had significant historical, social, or sentimental value 5 The property destroyed had a value of \$1,000.00 or more but not more than \$20,000.00 1 The property destroyed had a value of \$200.00 or more but not more than \$1000.00 0 No property was obtained, damaged, lost or destroyed or the property had a value of less \$200.00	1. This variable is scored in the rimes Against a Person crime group only if the offense being scored is Home Invasion First or Second. 2. In multiple offender or victim cases, the appropriate points may be determined by adding together the aggregate value of money or property involved, including property involved in uncharged offenses or charges dismissed under a plea agreement. 3. In cases in which the property was obtained unlawfully, lost to the lawful owner, or destroyed, use the value of the property in scoring this variable. If the property was damaged, use the monetary amount appropriate to restore the property to pre-offense condition in scoring this variable. 4. The amount of money or property involved in admitted but uncharged offenses or in charges that have been dismissed under a plea agreement may be considered.
19		Threat to the Security of a Penal Institution or Court or Interference with the Administration of Justice 25 The offender by his or her conduct threatened the security of a penal institution or court 15 The offender used force or the threat of force against another person or the property of another person to interfere with or attempt to interfere with the administration of justice 10 The offender otherwise interfered with or attempted to interfere with the administration of justice 0 The offender did not threaten the security of a penal institution or court or interfere with or attempt to interfere with the administration of justice	

MURDER 2ND DEGREE

Note: Minimum sentence not to exceed 2/3rds of the statutory maximum

PRV LEVEL

	A 0 Points	B 1 - 9 Points	C 10 - 24 Points	D 25 - 49 Points	E 50 - 74 Points	F 75+ Points
I 0 - 49 Points	90 - 150	144-240	162-270	180-300 or Life	225-375 or Life	270 - 450 or Life
II 50 - 99 Points	144-240	162-270	180-300 or Life	225-375 or Life	270 - 450 Life	315 - 525 or Life
III 100+ Points	162-270 or Life	180-300 or Life	225-375 or Life	270 - 450 or Life	315 - 525 or Life	365 - 600 or Life

**MURDER 2ND DEGREE
HABITUAL**

Note: Minimum sentence not to exceed 2/3rds of the statutory maximum as established by MCL769.10-13
Note: This grid reflects the statutory percentage increases rounded down to the nearest whole month.
The cell range may be less than the maximum possible minimum sentence by a fraction of a month.

PRV LEVEL

	A 0 Points			B 1 - 9 Points			C 10 - 24 Points			D 25 - 49 Points			E 50 - 74 Points			F 75+ Points		
I 0 - 49 Points	90	187		144	300		162	337		180	375/L		225	468/L		270	562/L	
		225			360			405			450/L			562/L			675/L	
		300			480			540			600/L			750/L			900/L	
II 50 - 99 Points	144	300		162	337		180	375/L		225	468/L		270	562/L		315	656/L	
		360			405			450/L			562/L			675/L			787/L	
		480			540			600/L			750/L			900/L			1050/L	
III 100+ Points	162	337		180	375/L		225	468/L		270	562/L		315	656/L		365	750/L	
		405			450/L			562/L			675/L			787/L			900/L	
		540			600/L			750/L			900/L			1050/L			1200/L	

/L = or LIFE

CLASS A OFFENSES

Note: Minimum sentence not to exceed 2/3rds of the statutory maximum

PRV LEVEL

	A	B	C	D	E	F
	0 Points	1 - 9 Points	10 - 24 Points	25 - 49 Points	50 - 74 Points	75+ Points
I 0-19 Points	21 - 35	27 - 45	42 - 70	51 - 85	81 - 135	108 - 180
II 20 - 39 Points	27 - 45	42 - 70	51 - 85	81 - 135	108 - 180	126 - 210
III 40 - 59 Points	42 - 70	51 - 85	81 - 135	108 - 180	126 - 210	135 - 225
IV 60 - 79 Points	51 - 85	81 - 135	108 - 180	126 - 210	135 - 225	171 - 285
V 80 - 99 Points	81 - 135	108 - 180	126 - 210	135 - 225	171 - 285	225 - 375 or Life
VI 100+ Points	108 - 180	126 - 210	135 - 225	171 - 285	225 - 375 or Life	270 - 450 or Life

CLASS A OFFENSES
HABITUAL

Note: Minimum sentence not to exceed 2/3rds of the statutory maximum as established by MCL769.10-13
Note: This grid reflects the statutory percentage increases rounded down to the nearest whole month.
The cell range may be less than the maximum possible minimum sentence by a fraction of a month.

PRV LEVEL

	A 0 Points			B 1 - 9 Points			C 10 - 24 Points			D 25 - 49 Points			E 50 - 74 Points			F 75+ Points		
I 0 - 19 Points	21	43		27	56		42	87		51	106		81	168		108	225	HO2
		52			67			105			127			202			270	HO3
		70			90			140			170			270			360	HO4
II 20 - 39 Points	27	56		42	87		51	106		81	168		108	225		126	262	HO2
		67			105			127			202			270			315	HO3
		90			140			170			270			360			420	HO4
III 40 - 59 Points	42	87		51	106		81	168		108	225		126	262		135	281	HO2
		105			127			202			270			315			337	HO3
		140			170			270			360			420			450	HO4
IV 60 - 79 Points	51	106		81	168		108	225		126	262		135	281		171	356	HO2
		127			202			270			315			337			427	HO3
		170			270			360			420			450			570	HO4
V 80 - 99 Points	81	168		108	225		126	262		135	281		171	356		225	468/L	HO2
		202			270			315			337			427			562/L	HO3
		270			360			420			450			570			750/L	HO4
VI 100+ Points	108	225		126	262		135	281		171	356		225	468/L		270	562/L	HO2
		270			315			337			427			562/L			675/L	HO3
		360			420			450			570			750/L			900/L	HO4

/ L = or LIFE

CLASS B OFFENSES

Note: Minimum sentence not to exceed 2/3rds of the statutory maximum

PRV LEVEL

	A	B	C	D	E	F
	0 Points	1 - 9 Points	10 - 24 Points	25 - 49 Points	50 - 74 Points	75+ Points
I 0-9 Points	0 - 18*	12 - 20	24 - 40	36 - 60	51 - 85	72 - 120
II 10-24 Points	12 - 20	15 - 25	30 - 50	51 - 85	72 - 120	78 - 130
III 25-34 Points	15 - 25	21 - 35	36 - 60	57 - 95	78 - 130	84 - 140
IV 35-49 Points	21 - 35	24 - 40	45 - 75	72 - 120	84 - 140	87 - 145
V 50-74 Points	24 - 40	36 - 60	51 - 85	78 - 130	87 - 145	99 - 160
VI 75+ Points	36 - 60	45 - 75	57 - 95	84 - 140	99 - 160	117 - 160

* Absent a departure, the sentence must be an intermediate sanction, which may include a jail term not to exceed 12 months

HABITUAL

Note: Minimum sentence not to exceed 2/3rds of the statutory maximum as established by MCL769.10-13
 Note: This grid reflects the statutory percentage increases rounded down to the nearest whole month.
 Note: The cell range may be less than the maximum possible minimum sentence by a fraction of a month.

PRV LEVEL

	A 0 Points			B 1 - 9 Points			C 10 - 24 Points			D 25 - 49 Points			E 50 - 74 Points			F 75+ Points		
I 0 - 9 Points	0	22		12	25		24	50		36	75		51	106		72	150	HO2
		27			30			60			90			127			180	HO3
		36			40			80			120			170			240	HO4
II 10 - 24 Points	12	25		15	31		30	62		51	106		72	150		78	162	HO2
		30			37			75			127			180			195	HO3
		40			50			100			170			240			260	HO4
III 25 - 34 Points	15	31		21	43		36	75		57	118		78	162		84	175	HO2
		37			52			90			142			195			210	HO3
		50			70			120			190			260			280	HO4
IV 35 - 49 Points	21	43		24	50		45	93		72	150		84	175		87	181	HO2
		52			60			112			180			210			217	HO3
		70			80			150			240			280			290	HO4
V 50 - 74 Points	24	50		36	75		51	106		78	162		87	181		99	200	HO2
		60			90			127			195			217			240	HO3
		80			120			170			260			290			320	HO4
VI 75+ Points	36	75		45	93		57	118		84	175		99	200		117	200	HO2
		90			112			142			210			240			240	HO3
		120			150			190			280			320			320	HO4

CLASS C OFFENSES

Note: Minimum sentence not to exceed 2/3rds of the statutory maximum

PRV LEVEL

	A	B	C	D	E	F
	0 Points	1 - 9 Points	10 - 24 Points	25 - 49 Points	50 - 74 Points	75+ Points
I 0-9 Points	0 - 11*	0 - 17*	10 - 19	12 - 24	19 - 38	29 - 57
II 10-24 Points	0 - 17*	5 - 17*	12 - 24	19 - 38	29 - 57	36 - 71
III 25-34 Points	10 - 19	12 - 24	19 - 38	29 - 57	36 - 71	43 - 86
IV 35-49 Points	12 - 24	19 - 38	29 - 57	36 - 71	43 - 86	50 - 100
V 50-74 Points	19 - 38	29 - 57	36 - 71	43 - 86	50 - 100	58 - 114
VI 75+ Points	29 - 57	36 - 71	43 - 86	50 - 100	58 - 114	62 - 114

* Absent a departure, the sentence must be an intermediate sanction, which may include a jail term not to exceed 12 months

CLASS C OFFENSES
HABITUAL

Note: Minimum sentence not to exceed 2/3rds of the statutory maximum as established by MCL769.10-13
Note: This grid reflects the statutory percentage increases rounded down to the nearest whole month.
The cell range may be less than the maximum possible minimum sentence by a fraction of a month.

PRV LEVEL

	A 0 Points			B 1 - 9 Points			C 10 - 24 Points			D 25 - 49 Points			E 50 - 74 Points			F 75+ Points		
I 0 - 9 Points	0	13*	21	0	25	23	10	30	12	47	19	57	29	71	HO2			
		16*	34		28	36		76		85		HO3						
		22	21		38	47		71		88		HO4						
		25	34		36	76		106		142		HO2						
II 10 - 24 Points	0	23	30	5	36	48	12	71	19	88	29	106	36	125	HO2			
		28	48		57	85		114		129		HO3						
		34	21		38	47		71		88		HO4						
		38	30		48	57		76		106		142		HO2				
III 25 - 34 Points	10	30	47	12	57	76	19	88	29	107	36	125	43	150	HO2			
		36	48		57	85		114		129		150		HO3				
		48	21		38	47		71		88		HO4						
		48	30		48	57		76		106		142		HO2				
IV 35 - 49 Points	12	47	71	19	85	114	29	107	36	125	43	150	50	171	HO2			
		57	76		85	106		129		150		HO3						
		76	21		38	47		71		88		HO4						
		76	30		48	57		76		106		142		HO2				
V 50 - 74 Points	19	71	88	29	106	142	36	125	43	150	50	171	58	200	HO2			
		85	76		85	106		129		150		HO3						
		114	21		38	47		71		88		HO4						
		114	30		48	57		76		106		142		HO2				
VI 75+ Points	29	71	88	36	106	172	43	125	50	142	58	171	62	228	HO2			
		85	142		129	150		171		171		HO3						
		114	21		38	47		71		88		HO4						
		114	30		48	57		76		106		142		HO2				

* Absent a departure, the sentence must be an intermediate sanction, which may include a jail term not to exceed 12 months.

CLASS D OFFENSES

Note: Minimum sentence not to exceed 2/3rds of the statutory maximum

PRV LEVEL

	A (0 points)	B (1 - 9 points)	C (10 - 24 points)	D (25-49 points)	E (50-74 points)	F (75+ points)
I (0-9 points)	0 - 6*	0 - 9*	0 - 11*	0 - 17*	5 - 23	10 - 23
II (10-24 points)	0 - 9*	0 - 11*	0 - 17*	5 - 23	10 - 23	19 - 38
III (25-34 points)	0 - 11*	0 - 17*	5 - 23	10 - 23	19-38	29 - 57
IV (35-49 points)	0 - 17*	5 - 23	10 - 23	19 - 38	29 - 57	34 - 67
V (50-74 points)	5 - 23	10 - 23	19 - 38	29 - 57	34 - 67	38 - 76
VI (75+ points)	10 - 23	19 - 38	29 - 57	34 - 67	38 - 76	43 - 76

* Absent a departure, the sentence must be an intermediate sanction, which may include a jail term not to exceed 12 months

CLASS D OFFENSES
HABITUAL

Note: Minimum sentence not to exceed 2/3rds of the statutory maximum as established by MCL769.10-13
Note: This grid reflects the statutory percentage increases rounded down to the nearest whole month.
The cell range may be less than the maximum possible minimum sentence by a fraction of a month.

PRV LEVEL

	A 0 Points			B 1 - 9 Points			C 10 - 24 Points			D 25 - 49 Points			E 50 - 74 Points			F 75+ Points		
I 0 - 9 Points	0	7*	11*	0	13*	13*	0	13*	21	0	21	5	28	10	28	10	28	HO2
		9*	13*		16*	16*		16*	25		25		34		34		34	HO3
		12*	18*		18*	18*		22	34		34		46		46		46	HO4
II 10 - 24 Points	0	11*	13*	0	13*	13*	0	21	28	5	28	10	28	19	28	19	47	HO2
		13*	16*		16*	16*		25	34		34		34		34		57	HO3
		18*	22		22	22		34	46		46		46		46		76	HO4
III 25 - 34 Points	0	13*	21	0	21	21	5	28	28	10	28	19	47	29	47	29	71	HO2
		16*	25		25	25		34	34		34		57		57		85	HO3
		22	34		34	34		46	46		46		76		76		114	HO4
IV 35 - 49 Points	0	21	28	5	28	28	10	28	47	19	47	29	71	34	71	34	83	HO2
		25	34		34	34		34	57		57		85		85		100	HO3
		34	46		46	46		46	76		76		114		114		134	HO4
V 50 - 74 Points	5	28	28	10	28	28	19	47	71	29	71	34	83	38	83	38	95	HO2
		34	34		34	34		57	85		85		100		100		114	HO3
		46	46		46	46		76	114		114		134		134		152	HO4
VI 75+ Points	10	28	47	19	47	47	29	71	83	34	83	38	95	43	95	43	95	HO2
		34	57		57	57		85	100		100		114		114		114	HO3
		46	76		76	76		114	134		134		152		152		152	HO4

* Absent a departure, the sentence must be an intermediate sanction, which may include a jail term not to exceed 12 months.

CLASS E OFFENSES

Note: Minimum sentence not to exceed 2/3rds of the statutory maximum

PRV LEVEL

	A (0 points)	B (1 - 9 points)	C (10 - 24 points)	D (25-49 points)	E (50-74 points)	F (75+ points)
I (0-9 points)	0 - 3*	0 - 6*	0 - 9*	5 - 23	7 - 23	9 - 23
II (10-24 points)	0 - 6*	0 - 9*	0 - 11*	7 - 23	10 - 23	12 - 24
III (25-34 points)	0 - 9*	0 - 11*	0 - 17*	10 - 23	12 - 24	14 - 29
IV (35-49 points)	0 - 11*	0 - 17*	5 - 23	12 - 24	14 - 29	19 - 38
V (50-74 points)	0 - 14*	5 - 23	7 - 23	14 - 29	19 - 38	22 - 38
VI (75+ points)	0 - 17*	7 - 23	12 - 24	19 - 38	22 - 38	24 - 38

* Absent a departure, the sentence must be an intermediate sanction, which may include a jail term not to exceed 12 months

CLASS E OFFENSES
HABITUAL

Note: Minimum sentence not to exceed 2/3rds of the statutory maximum as established by MCL769.10-13
Note: This grid reflects the statutory percentage increases rounded down to the nearest whole month.
The cell range may be less than the maximum possible minimum sentence by a fraction of a month.

PRV LEVEL

	A 0 Points			B 1 - 9 Points			C 10 - 24 Points			D 25 - 49 Points			E 50 - 74 Points			F 75+ Points		
I 0 - 9 Points	0	3*		0	7*		0	11*		5	28		7	28		9	28	HO2
		4*			9*			13*			34			34			34	HO3
		6*			12*			18*			46			46			46	HO4
II 10 - 24 Points	0	7*		0	11*		0	13*		7	28		10	28		12	30	HO2
		9*			13*			16*			34			34			36	HO3
		12*			18*			22			46			46			48	HO4
III 25 - 34 Points	0	11*		0	13*		0	21		10	28		12	30		14	36	HO2
		13*			16*			25			34			36			43	HO3
		18*			22			34			46			48			58	HO4
IV 35 - 49 Points	0	13*		0	21		5	28		12	30		14	36		19	47	HO2
		16*			25			34			46			48			57	HO3
		22			34			46						58			76	HO4
V 50 - 74 Points	0	17		5	28		7	28		14	36		19	47		22	47	HO2
		21			34			34			43			57			57	HO3
		28			46			46			58			76			76	HO4
VI 75+ Points	0	21		7	28		12	30		19	47		22	47		24	47	HO2
		25			34			36			57			57			57	HO3
		34			46			48			76			76			76	HO4

* Absent a departure, the sentence must be an intermediate sanction, which may include a jail term not to exceed 12 months.

CLASS F OFFENSES

Note: Minimum sentence not to exceed 2/3rds of the statutory maximum

PRV LEVEL

	A (0 points)	B (1 - 9 points)	C (10 - 24 points)	D (25-49 points)	E (50-74 points)	F (75+ points)
I (0-9 points)	0-3*	0-6*	0-9*	2-17*	5-23	10-23
II (10-34 points)	0-6*	0-9*	0-17*	5-23	10-23	12-24
III (35-74 points)	0-9*	0-17*	2-17*	10-23	12-24	14-29
IV (75+ points)	0-17*	2-17*	5-23	12-24	14-29	17-30

* Absent a departure, the sentence must be an intermediate sanction, which may include a jail term not to exceed 12 months

**CLASS F OFFENSES
HABITUAL**

Note: Minimum sentence not to exceed 2/3rds of the statutory maximum as established by MCL769.10-13
Note: This grid reflects the statutory percentage increases rounded down to the nearest whole month.
The cell range may be less than the maximum possible minimum sentence by a fraction of a month.

PRV LEVEL

	A 0 Points			B 1 - 9 Points			C 10 - 24 Points			D 25 - 49 Points			E 50 - 74 Points			F 75+ Points		
I 0 - 9 Points	0	3*		0	7*		0	11*		2	21		5	28		10	28	HO2
		4*			9*			13*			25			35			35	HO3
		6*			12*			18*			34			46			46	HO4
II 10 - 34 Points	0	7*		0	11*		0	21		5	28		10	28		12	30	HO2
		9*			13*			25			35			35			36	HO3
		12*			18*			34			46			46			48	HO4
III 35 - 74 Points	0	11*		0	21		2	21		10	28		12	30		14	36	HO2
		13*			25			25			35			36			43	HO3
		18*			34			34			46			48			58	HO4
IV 75+ Points	0	21		2	21		5	28		12	30		14	36		17	37	HO2
		25			25			35			36			43			45	HO3
		34			34			46			48			58			60	HO4

*Absent a departure, the sentence must be an intermediate sanction, which may include a jail term not to include 12 months.

CLASS G OFFENSES

Note: Minimum sentence not to exceed 2/3rds of the statutory maximum

PRV LEVEL

	A (0 points)	B (1 - 9 points)	C (10 - 24 points)	D (25-49 points)	E (50-74 points)	F (75+ points)
I (0 - 9 points)	0 - 3*	0 - 6*	0 - 9*	0 - 11*	0 - 17*	2 - 17*
II (10 - 15 points)	0 - 6*	0 - 9*	0 - 11*	0 - 17*	2 - 17*	5 - 23
III (16 + points)	0 - 9*	0 - 11*	0 - 17*	2 - 17*	5 - 23	7 - 23

* Absent a departure, the sentence must be an intermediate sanction, which may include a jail term not to exceed 12 months

**CLASS G OFFENSES
HABITUAL**

Note: Minimum sentence not to exceed 2/3rds of the statutory maximum as established by MCL769.10-13
Note: This grid reflects the statutory percentage increases rounded down to the nearest whole month.
The cell range may be less than the maximum possible minimum sentence by a fraction of a month.

PRV LEVEL

	A 0 Points	B 1 - 9 Points	C 10 - 24 Points	D 25 - 49 Points	E 50 - 74 Points	F 75+ Points
I 0 - 9 Points	3*	7*	11*	13*	21	21
	4*	9*	13*	16*	25	25
	6*	12*	18*	22	34	34
II 10 - 15 Points	7*	11*	13*	21	21	28
	9*	13*	16*	25	25	34
	12*	18*	22	34	34	46
III 16+ Points	11*	13*	21	21	28	28
	13*	16*	25	25	34	34
	18*	22	34	34	46	46

*Absent a departure, the sentence must be an intermediate sanction, which may include a jail term not to exceed 12 months.

CLASS H OFFENSES

Note: Minimum sentence not to exceed 2/3rds of the statutory maximum

PRV LEVEL

	A (0 points)	B (1 - 9 points)	C (10 - 24 points)	D (25-49 points)	E (50-74 points)	F (75+ points)
I (0 - 9 points)	0 - 1 *	0 - 3 *	0 - 6 *	0 - 9 *	0 - 11 *	0 - 17 *
II (10 - 15 points)	0 - 3 *	0 - 6 *	0 - 9 *	0 - 11 *	0 - 17 *	2 - 17 *
III (16 + points)	0 - 6 *	0 - 9 *	0 - 11 *	0 - 17 *	2 - 17 *	5 - 17 *

* Absent a departure, the sentence must be an intermediate sanction, which may include a jail term not to exceed 12 months

**CLASS H OFFENSES
HABITUAL**

Note: Minimum sentence not to exceed 2/3rds of the statutory maximum as established by MCL769.10-13
Note: This grid reflects the statutory percentage increases rounded down to the nearest whole month.
The cell range may be less than the maximum possible minimum sentence by a fraction of a month.

PRV LEVEL

	A 0 Points	B 1 - 9 Points	C 10 - 24 Points	D 25 - 49 Points	E 50 - 74 Points	F 75+ Points
I 0 - 9 Points	1*	3*	7*	11*	13*	21
	1*	4*	9*	13*	16*	25
	2*	6*	12*	18*	22	34
II 10 - 15 Points	3*	7*	11*	13*	21	21
	4*	9*	13*	16*	25	25
	6*	12*	18*	22	34	34
III 16+ Points	7*	11*	13*	21	21	21
	9*	13*	16*	25	25	25
	12*	18*	22	34	34	34

*Absent a departure, the sentence must be an intermediate sanction, which may include a jail term not to exceed 12 months.

M.C.L.	Group	Class	TIS	Description	Stat Max
750.14	Person	G		Abortion	4
333.2835(9)	Pub Trst	G		Abortion -- Disclosing Confidential Information	3
750.323	Person	C		Abortion Resulting in Death	15
750.14	Person	C		Abortion Resulting in Death of Female	15
333.2689	Person	E		Abortion to Obtain Embryo	5
750.199a	Pub Ord	F		Absconding on or Forfeiting Bond	4
750.457	Pub Ord	G		Accepting Earnings of a Prostitute	20
750.145b	Person	F		Accosting Children for Immoral Purposes -- Second Offense	4
710.54(11)	Pub Trst	F		Adoption -- Offer to Give Other Consideration -- Subsequent Violation	4
710.55(1)	Pub Trst	F		Adoption -- Persons Not Authorized Placing Child -- Subsequent Violation	4
710.69	Person	F		Adoption Law -- Second Offense	4
400.722(4)	Pub Saf	F		Adult Foster Care -- Maintaining Operation after Refusal of Licensure	5
400.713(13)	Pub Saf	H		Adult Foster Care -- Unlicensed Facility -- First Offense	2
400.713(13)	Pub Saf	F		Adult Foster Care -- Unlicensed Facility -- Second or Subsequent Violation	5
750.30.	Pub Ord	H		Adultery	4
288.433(1)	Pub Saf	G		Agriculture -- Contaminates/False Statement/Violation of Quarantine	4
287.855	Pub Saf	G		Agriculture -- Contaminating Livestock/False Statement/Violation of Quarantine	5
285.279	Pub Trst	E		Agriculture -- Falsely Obtaining Money -- Agricultural Land	10
286.455(2)	Pub Saf	G		Agriculture -- Hazardous Substance	5
287.77(1)	Pub Saf	H		Agriculture -- Livestock Condemnation	4
333.5210.	Person	F		AIDS -- Sexual Penetration With Uninformed Partner	4
259.185(8)	Pub Saf	G		Aircraft -- OUIL -- Third Offense	5
259.183	Property	E		Aircraft -- Unlawful Taking or Tampering	5
750.367b	Property	E		Airplanes -- Taking Possession	5
287.744(1)	Pub Ord	G		Animal Industry Act Violations	5
750.50(4)	Pub Ord	G		Animal Neglect or Cruelty -- 2nd Offense	2
750.50(4)	Pub Ord	F		Animal Neglect or Cruelty -- 3rd or Subsequent Offense	4
750.49(2)(f)	Pub Ord	H		Animals -- Attending Animal Fight	4
750.49(2)(g)	Pub Ord	F		Animals -- Breeding or Selling Fighting Animals	4
287.323(1)	Person	C		Animals -- Dangerous Animal Causing Death	15
287.323(2)	Person	G		Animals -- Dangerous Animal Causing Serious Injury	4
287.679	Pub Ord	H		Animals -- Dead Animals	1
750.49(10)	Person	D		Animals -- Fighting Animal Attacking without Provocation and Death Resulting	15
750.49(2)(a)	Pub Ord	F		Animals -- Fighting Animals or Providing Facilities for Animal Fights	4
750.49(2)(b)	Pub Ord	F		Animals -- Fighting Animals or Providing Facilities for Animal Fights	4
750.49(2)(c)	Pub Ord	F		Animals -- Fighting Animals or Providing Facilities for Animal Fights	4
750.49(2)(d)	Pub Ord	F		Animals -- Fighting Animals or Providing Facilities for Animal Fights	4

M.C.L.	Group	Class	TIS	Description	Stat Max
750.50c(5)	Pub Ord	E		Animals -- Killing or Causing Serious Physical Harm to Law Enforcement Animal	5
750.50b(2)	Property	F		Animals -- Killing or Torturing Animals	4
750.300.	Pub Ord	G		Animals -- Killing/Injuring to Defraud Insurance Company	2
750.49(2)(e)	Pub Ord	F		Animals -- Organizing or Promoting Animal Fights	4
750.49(2)(h)	Pub Ord	F		Animals -- Selling or Possessing Equipment for Animal Fights	4
445.779	Pub Ord	H		Antitrust Violation	2
51.364	Pub Trst	H		Appointment or Selection Contrary to Civil Service Commission Rules	2
750.529	Person	A	1998	Armed Robbery	LIFE
750.224c	Pub Saf	F		Armor Piercing Ammunition	4
750.77	Person	F		Arson -- Preparing to Burn Personal Property Greater than \$50	4
324.51512	Pub Saf	D		Arson -- Willfully Setting Forest Fires	10
750.72	Person	B	1998	Arson of Dwelling House	20
750.75	Property	D		Arson of Insured Property	10
750.80.	Property	D	1998	Arson of Mines	LIFE
750.74	Person	F		Arson of Personal Property Greater Than \$50	4
750.73	Property	D	1998	Arson of Real Property	10
750.78	Pub Saf	F		Arson of Woods and Prairies	4
750.82(1)	Person	F	1998	Assault with a Dangerous Weapon -- Felonious Assault	4
750.87	Person	D	1998	Assault With Intent to Commit a Felony	10
750.89	Person	A	1998	Assault With Intent to Commit Armed Robbery	LIFE
750.520g(2)	Person	E	1998	Assault with Intent to Commit Sexual Contact	5
750.520g(1)	Person	D	1998	Assault with Intent to Commit Sexual Penetration	10
750.88	Person	C	1998	Assault With Intent to Commit Unarmed Robbery	15
750.84	Person	D	1998	Assault with Intent to Do Great Bodily Harm Less Than Murder	10
750.86	Person	D	1998	Assault with Intent to Maim	10
750.83	Person	A	1998	Assault With Intent to Murder	LIFE
750.479a(6)	Person	H		Assaulting Peace Officer	2
752.1027	Person	F		Assisted Suicide	4
750.91	Person	A	1998	Attempted Murder	LIFE
750.531	Person	C	1998	Bank Robbery/Safebreaking	LIFE
750.100.	Pub Trst	E		Banks -- Conducting Business When Insolvent	5
487.1505(6)	Pub Trst	E		BIDCO Act -- Knowingly Receiving Money or Property at an Interest Rate > 25%	5
482.49	Property	H		Bills of Lading -- Inducing Carrier to Issue When Goods Have Not Been Received	5
482.44	Property	H		Bills of Lading -- Issuance For Goods Not Received	5
482.46	Property	H		Bills of Lading -- Issuance of Duplicate Not So Marked	5
482.50.	Property	H		Bills of Lading -- Issuance of Non-Negotiable Bill Not So Marked	5
482.48	Property	H		Bills of Lading -- Negotiation When Goods Not in Carriers' Possession	5

M.C.L.	Group	Class	TIS	Description	Stat Max
451.603(h)	Pub Trst	E		Blue Sky Laws -- Fail to Notify Administrator of Sanctions	10
451.805(b)	Pub Trst	E		Blue Sky Laws -- False Representation of Administrative Approval	10
451.501	Pub Trst	E		Blue Sky Laws -- Fraudulent Schemes/Statements	10
451.806(b)	Pub Trst	E		Blue Sky Laws -- Improper Disclose By Cor. & Sec. Bur. Employee	10
451.502	Pub Trst	E		Blue Sky Laws -- Investment Advisor/Agent Fraud	10
451.503	Pub Trst	E		Blue Sky Laws -- Make/Sell False Bullion/Certificates	10
451.701	Pub Trst	E		Blue Sky Laws -- Offer/Sell Unregistered Securities	10
451.802	Pub Trst	E		Blue Sky Laws -- Unlawfully Selling Securities	10
451.601	Pub Trst	E		Blue Sky Laws -- Unregistered Broker/Dealer/Agent/Advisor	10
451.604(a)(1)(J)	Pub Trst	E		Blue Sky Laws -- Various Violations	10
451.604(a)(1)(K)	Pub Trst	E		Blue Sky Laws -- Various Violations	10
451.604(a)(1)(L)	Pub Trst	E		Blue Sky Laws -- Various Violations	10
451.604(a)(1)(M)	Pub Trst	E		Blue Sky Laws -- Various Violations	10
451.604(a)(1)(N)	Pub Trst	E		Blue Sky Laws -- Various Violations	10
451.604(a)(1)(O)	Pub Trst	E		Blue Sky Laws -- Various Violations	10
451.604(a)(1)(P)	Pub Trst	E		Blue Sky Laws -- Various Violations	10
451.604(a)(1)(Q)	Pub Trst	E		Blue Sky Laws -- Various Violations	10
451.604(a)(1)(R)	Pub Trst	E		Blue Sky Laws -- Various Violations	10
451.604(a)(1)(S)	Pub Trst	E		Blue Sky Laws -- Various Violations	10
451.604(a)(1)(V)	Pub Trst	E		Blue Sky Laws -- Various Violations	10
451.604(a)(1)(W)	Pub Trst	E		Blue Sky Laws -- Various Violations	10
451.604(a)(1)(X)	Pub Trst	E		Blue Sky Laws -- Various Violations	10
451.604(a)(1)(Y)	Pub Trst	E		Blue Sky Laws -- Various Violations	10
451.604(a)(1)(Z)	Pub Trst	E		Blue Sky Laws -- Various Violations	10
451.804	Pub Trst	E		Blue Sky Laws -- Willful False Statements	10
750.517	Person	C	1998	Boarding Train to Rob	LIFE
750.106	Property	G		Boats -- Making or Procuring False Protest	4
752.811	Property	H		Breaking and Entering a Coin Operated Device	3
750.356b	Property	G		Breaking and Entering a Coin Telephone	4
750.110.	Property	D		Breaking and Entering with Intent to Commit Felony or Larceny	10
750.124	Pub Trst	G		Bribing Athletes	4
750.119	Pub Trst	F		Bribing Jurors and Others	4
168.932(a)	Pub Trst	E		Bribing or Intimidating Voters	5
750.117	Pub Trst	F		Bribing Public Officer	4
750.121	Pub Trst	F		Bribing Public Officers to Influence Contract	4
750.128	Pub Ord	H		Bucket Shops	2
750.112	Person	A	1998	Burglary With Explosives	LIFE

M.C.L.	Group	Class	TIS	Description	Stat Max
169.254	Pub Trst	H		Campaign Finance -- Corporate Contributions	3
169.255	Pub Trst	H		Campaign Finance -- Corporate Solicitation For Certain Funds	3
169.266	Pub Trst	H		Campaign Finance -- Qualified Campaign Expenditures	3
752.861	Person	G		Careless Discharge of Firearm Causing Injury or Death	2
750.529a	Person	A	1998	Carjacking	LIFE
750.227	Pub Saf	E		Carrying a Concealed Weapon	5
750.226	Pub Saf	E		Carrying Firearm or Dangerous Weapon with Unlawful Intent	5
432.218	Pub Ord	D		Casino Gaming Offenses	10
750.227	Pub Saf	E		CCW	5
750.99	Pub Trst	G		Certifying Checks Without Sufficient Funds	4
750.68	Property	G		Changing Brands with Intent to Steal	4
750.136b(f)(2)	Person	C	1998	Child Abuse -- 1st Degree	15
750.136b(f)(3)	Person	F		Child Abuse -- 2nd Degree	4
750.136b(f)(4)	Person	G		Child Abuse -- 3rd Degree	2
750.145c(2)	Person	B	1998	Child Sexually Abusive Activity or Materials -- Active Involvement	20
750.145c(3)	Person	D	1998	Child Sexually Abusive Activity or Materials -- Distributing, Promoting or Financing	7
750.528a	Pub Saf	F		Civil Disorders -- Firearms/Explosives	4
750.32	Pub Ord	H		Cohabitation of Divorced Parties	4
750.505	Pub Ord	E		Common Law Offenses	5
752.797(1)(c)	Property	E		Computer Fraud -- 2 Prior Convictions or Value between \$1,000 and \$20,000	5
752.797(1)(d)	Property	D		Computer Fraud -- 3 or More Prior Convictions or Value Over \$20,000	10
750.149	Pub Saf	F		Concealing an Offense Punishable by Life	4
750.495a(3)	Person	C		Concealing Objects in Trees or Wood Products -- Causing Death	15
750.495a(2)	Person	F		Concealing Objects in Trees or Wood Products -- Causing Injury	4
500.8197(3)	Property	E		Consolidation Merger -- Compensation Otherwise than Expressed in Contract	5
750.157a(a)	Pub Saf	SPEC		Conspiracy	Variable
750.157a(b)	Pub Ord	H		Conspiracy -- Gambling	5
750.410a	Person	G		Conspiracy to Commit a Person to State Hospital Unjustly	4
750.157a(d)	Pub Ord	G		Conspiracy to Commit Legal Act in Illegal Manner	5
570.1207	Property	G		Construction Liens -- False Information	4
570.1110.	Property	F		Contractor -- False Sworn Statements Over \$100	4
570.152	Property	G		Contractor -- Fraudulent Use of Building Contract Fund	3
333.17766a(4)	CS	G		Controlled Substance -- Delivery of Imitation Steroids	7
333.7410.	CS	SPEC		Controlled Substance -- Delivery or Distribution to Minors or Students	Variable
333.7401(2)(d)(iii)	CS	F		Controlled Substance -- Delivery or Manufacture < 5 Kilos or 20 Plants of Marijuana	4
333.7401(2)(a)(iv)	CS	D		Controlled Substance -- Delivery or Manufacture < 50 Grams	20
333.7401(2)(d)(i)	CS	C		Controlled Substance -- Delivery or Manufacture > 45 Kilos of Marijuana	15

M.C.L.	Group	Class	TIS	Description	Stat Max
333.7401(2)(a)(iii)	CS	B		Controlled Substance -- Delivery or Manufacture 50-224 Grams	20
333.7401(2)(d)(ii)	CS	D		Controlled Substance -- Delivery or Manufacture 5-45 Kilos of Marijuana	7
333.7402(2)(e)	CS	C		Controlled Substance -- Delivery or Manufacture Analogue	15
333.7402(2)(a)	CS	D		Controlled Substance -- Delivery or Manufacture Imitation Controlled Substance	10
333.7402(2)(b)	CS	E		Controlled Substance -- Delivery or Manufacture Imitation Controlled Substance Schedule 1/2/3	5
333.7402(2)(c)	CS	F		Controlled Substance -- Delivery or Manufacture Imitation Controlled Substance Schedule	4
333.7402(2)(d)	CS	G		Controlled Substance -- Delivery or Manufacture Imitation Controlled Substance Schedule	2
333.7401(2)(a)(i)	CS	A	1998	Controlled Substance -- Delivery or Manufacture of > 649 Grams by Juvenile	LIFE
333.17766a(3)	CS	E		Controlled Substance -- Delivery or Manufacture of Steroids	7
333.7401(2)(f)	CS	D		Controlled Substance -- Delivery or Manufacture Official or Counterfeit Prescription Form	20
333.7341(8)	CS	G		Controlled Substance -- Delivery or Manufacture or Imitation Controlled Substance	2
333.7401(2)(g)	CS	D		Controlled Substance -- Delivery or Manufacture Prescription or Counterfeit Form (other than Official)	7
333.7401(2)(b)	CS	E		Controlled Substance -- Delivery or Manufacture Schedule 1/2/3 except Marijuana	7
333.7401(2)(c)	CS	F		Controlled Substance -- Delivery or Manufacture Schedule 4	4
333.7401(2)(e)	CS	G		Controlled Substance -- Delivery or Manufacture Schedule 5	2
333.7407(1)(f)	CS	F		Controlled Substance -- Disclosing or Obtaining Prescription Information	4
333.7407(1)(d)	CS	G		Controlled Substance -- False Reports under Controlled Substance Article	4
333.7405(d)	CS	G		Controlled Substance -- Maintaining Drug House	2
333.7405(b)	CS	G		Controlled Substance -- Manufacturing or Distribution Violations by Licensee	2
333.7407(1)(c)	CS	G		Controlled Substance -- Obtaining Controlled Substance by Fraud	4
333.17766c(2)	CS	G		Controlled Substance -- Possession > 10 Grams Ephedrine	2
333.7403(2)(a)(i)	CS	A	1998	Controlled Substance -- Possession > 649 Grams by Juvenile	LIFE
333.7403(2)(a)(iv)	CS	G		Controlled Substance -- Possession 25-49 Grams	4
333.7403(2)(a)(iii)	CS	B		Controlled Substance -- Possession 50-224 Grams	20
333.7403(2)(b)	CS	G		Controlled Substance -- Possession Certain Schedule 1/2/3/4 or Analogue	2
333.7403(2)(a)(v)	CS	G		Controlled Substance -- Possession of <25 Grams	4
333.7407(1)(g)	CS	F		Controlled Substance -- Possession of Counterfeit Prescription Form	4
333.7407(1)(e)	CS	G		Controlled Substance -- Possession of Counterfeiting Implements	4
333.7403(2)(e)	CS	H		Controlled Substance -- Possession of Official Prescription Form	1
333.17766a(2)(a)	CS	F		Controlled Substance -- Possession of Steroids -- Second Offense	4
333.7416(1)(a)	CS	SPEC		Controlled Substance -- Recruiting or Inducing a Minor to Commit a Controlled Substance Felony	Variable
333.7405(c)	CS	G		Controlled Substance -- Refusing Lawful Inspection	2
333.7407(2)	CS	G		Controlled Substance -- Refusing to Furnish Records under Controlled Substance Article	4
333.7413(2)	Pub Trst	SPEC		Controlled Substance -- Subsequent Controlled Substance Violations	Variable
333.7413(3)	Pub Trst	SPEC		Controlled Substance -- Subsequent Controlled Substance Violations	Variable
333.7407(1)(b)	CS	G		Controlled Substance -- Use of Fictitious, Revoked, or Suspended License Number	4
333.7405(a)	CS	G		Controlled Substance -- Violations by Licensee	2

M.C.L.	Group	Class	TIS	Description	Stat Max
333.7407(1)(a)	CS	G		Controlled Substance -- Violations by Licensee	4
328.232	Property	E		Conversion of Funeral Contracts	5
752.1054(2)	Property	G		Copying Audio/Video Recordings for Gain	5
450.795	Pub Ord	H		Corporations -- Handicapper Business Opportunity Act	2
450.775	Pub Ord	H		Corporations -- Minority and Woman Owned Businesses	2
750.260.	Property	E	1998	Counterfeiting Coins or Possession of 5 or More Counterfeit Coins	LIFE
750.266	Property	G		Counterfeiting Railroad Tickets	4
38.412a(1)	Pub Trst	H		County Employee Providing Answers to County Civil Service Exam	1
45.82	Pub Trst	E		County Purchasing Agent -- Violations in Awarding Bids or Contracts	5
750.520g(2)	Person	E	1998	Criminal Sexual Conduct -- Assault with Intent to Commit Sexual Contact	5
750.520g(1)	Person	D	1998	Criminal Sexual Conduct -- Assault with Intent to Commit Sexual Penetration	10
750.520b	Person	A	1998	Criminal Sexual Conduct -- First Degree	LIFE
750.520e	Person	G	1998	Criminal Sexual Conduct -- Fourth Degree	2
750.520c	Person	C	1998	Criminal Sexual Conduct -- Second Degree	15
750.90.	Person	D	1998	Criminal Sexual Conduct -- Sexual Intercourse Under Pretext of Medical Treatment	10
750.520d	Person	C	1998	Criminal Sexual Conduct -- Third Degree	15
438.41	Property	E		Criminal Usury	5
287.323(1)	Person	C		Dangerous Animal Causing Death	15
287.323(2)	Person	G		Dangerous Animal Causing Serious Injury	4
287.679	Pub Ord	H		Dead Animals	1
750.328	Person	A	1998	Death by Explosives in or Near Building	LIFE
750.327	Person	A	1998	Death by Explosives on Vehicle or Vessel	LIFE
750.145o	Person	E		Death of Vulnerable Adult Caused by Unlicensed Caretaker	5
451.434	Pub Trst	H		Debt Management Act -- Licensee Violations	2
750.157q	Property	H		Delivery or Sale of Fraudulent Financial Transaction Device	4
750.263(3)	Property	E		Delivery, Use or Display of Items w/ Counterfeit Mark -- Subsequent Offense or Over \$1000 or 100 I	5
750.164	Pub Ord	F		Desertion to Escape Prosecution	4
750.161	Pub Ord	G		Desertion/Abandonment/Non-Support	3
750.528	Pub Saf	F		Destroying Dwelling House or Other Property	4
752.701	Property	H		Destruction or Removal of Timber	1
750.479b(2)	Person	D	1998	Disarming Peace Officer -- Firearm	10
750.479b(1)	Person	F	1998	Disarming Peace Officer -- Nonfirearm	4
750.234c	Pub Saf	F		Discharging Firearm at Emergency/Police Vehicle	4
750.234a	Pub Saf	F		Discharging Firearm from Vehicle	4
750.234b	Pub Saf	F		Discharging Firearm in or at a Building	4
767.4a	Pub Trst	F		Disclosing or Possessing Grand Jury Information	4
750.160.	Pub Ord	D		Disinfecting or Mutilating Dead Human Bodies	10

M.C.L.	Group	Class	TIS	Description	Stat Max
257.625n(10)	Pub Ord	G		Disposing of Vehicle to Avoid Forfeiture	4
333.13738(3)	Pub Saf	B		Disposing of Waste -- Extreme Indifference to Human Life	20
333.13738(3)	Pub Saf	F		Disposing of Waste -- Indifference to Human Life	2
722.675	Pub Ord	E		Distributing Obscene Matter to Children	2
750.81a(3)	Person	G		Domestic Violence -- Aggravated Domestic Assault -- Second Offense	2
750.411i(3)(b)	Person	D	1998	Domestic Violence -- Aggravated Stalking of a Minor	10
750.81(4)	Person	G		Domestic Violence -- Domestic Assault -- Third Offense	2
750.171	Person	E		Duelling	10
750.539c	Pub Ord	H		Eavesdropping	2
750.539e	Pub Ord	H		Eavesdropping -- Divulging Information Obtained by Eavesdropping	2
750.539d	Pub Ord	H		Eavesdropping -- Installing Eavesdropping Device	2
168.757	Pub Trst	E		Election Inspector -- Unlawful Conduct	5
168.932(e)	Pub Trst	E		Election Law -- Absentee Ballot Tampering	5
117.25(3)	Pub Trst	E		Election Law -- Amendment to City Electors -- Willfully Affixing Another's Signature, False Rep	15
168.761(5)	Pub Trst	E		Election Law -- Assisting an Absentee Voter in Making a False Statement	5
168.932(b)	Pub Trst	E		Election Law -- Ballot Tampering	5
168.932(c)	Pub Trst	E		Election Law -- Destroying or Falsifying Election Return or Records	5
168.792a(16)	Pub Trst	E		Election Law -- Disclosing Election Result or How Ballot Voted	5
168.792a(11)	Pub Trst	E		Election Law -- Disclosing how Ballot Voted or Election Results Before Polls are Closed	5
168.932(d)	Pub Trst	E		Election Law -- Disclosing Votes or Obstructing Voter	5
168.734	Pub Trst	G		Election Law -- Election Board Refusing to Provide Challenger Conveniences	2
168.731(4)	Pub Trst	G		Election Law -- Filing Certain False Statements	2
168.759(8)	Pub Trst	E		Election Law -- Forged Signature on Absentee Ballot	5
168.937	Pub Trst	E		Election Law -- Forgery	5
168.887	Pub Trst	E		Election Law -- Misconduct of Election Employee in Recount	5
168.873	Pub Trst	E		Election Law -- Misconduct of Election Employee in Recount -- County and Local	5
168.932(i)	Pub Trst	E		Election Law -- Organizing a Meeting where Absentee Voter Ballots are to be Voted	5
168.936	Pub Trst	E		Election Law -- Perjury	5
168.932(f)	Pub Trst	E		Election Law -- Possess Absent Voter Ballot Delivered to Another Person	5
168.932(g)	Pub Trst	E		Election Law -- Suggesting How a Disabled Voter Should Vote	5
168.932(h)	Pub Trst	E		Election Law -- Suggesting or Influencing How an Absentee Voter Should Vote	5
168.769(4)	Pub Trst	E		Election Law -- Voting both in Person and by Absentee Ballot	5
168.932a	Pub Trst	G		Election Offenses	4
168.933	Pub Trst	E		Elections Law -- False Swearing to Register or Vote	5
168.756	Pub Trst	E		Elector's False Statement Concerning Inability to Mark Ballot	5
750.176	Pub Trst	E		Embezzlement by Administrator/Executor/Guardian	10
750.174	Property	D		Embezzlement by Agent Over \$100	10

M.C.L.	Group	Class	TIS	Description	Stat Max
750.177	Property	H		Embezzlement by Chattel Mortgagor Over \$100	2
750.180.	Property	D		Embezzlement by Financial Institutions	20
750.175	Pub Trst	D		Embezzlement by Public Official Over \$50	10
750.182	Property	G		Embezzlement by Warehouses	4
750.181	Property	E		Embezzlement of Jointly Held Property Over \$100	10
750.178	Property	G		Embezzlement of Mortgaged or Leased Property -- Over \$100	2
750.179	Property	G		Embezzlement of Railroad Tickets	4
409.122(2)	Person	G		Employment of Children During Certain Hours -- Second Offense	2
409.122(2)	Person	E		Employment of Children During Certain Hours -- Third Offense	10
409.122(3)	Person	D		Employment of Children in Child Sexually Abusive Activity	20
750.332	Property	H		Entering Horse in Race Under False Name	4
750.111	Property	E		Entering without Breaking with Intent to Commit Felony or Larceny	5
750.13	Person	D		Enticing Female Under 16 for Immoral Purposes	10
750.183	Pub Saf	E		Escape -- Aiding Escaping Prisoner	7
750.195(2)	Pub Saf	F		Escape From a Felony Jail Sentence	4
750.186a(1)	Pub Saf	F		Escape from a Juvenile Facility	4
750.195(1)	Pub Saf	H		Escape from a Misdemeanor Jail Sentence	2
750.197c	Pub Saf	F		Escape from Jail Through Violence	4
750.193	Pub Saf	E		Escape from Prison	5
750.197(2)	Pub Saf	F		Escape while Awaiting Trial for Felony	4
750.197(1)	Pub Saf	H		Escape while Awaiting Trial for Misdemeanor	2
750.147b	Person	G		Ethnic Intimidation	2
750.411b	Pub Trst	G		Excess Fees to Members of Legislature	4
750.208	Pub Saf	C	1998	Explosives -- Aiding or Abetting Explosives Placement with Intent to Destroy Property	15
750.328	Person	A	1998	Explosives -- Death by Explosives in or Near Building	LIFE
750.327	Person	A	1998	Explosives -- Death by Explosives on Vehicle or Vessel	LIFE
750.211	Pub Saf	E	1998	Explosives -- Manufacture of Explosives with Unlawful Intent	5
750.206	Person	B	1998	Explosives -- Placing Explosives With Damage to Property Resulting	25
750.205	Pub Saf	C	1998	Explosives -- Placing Explosives With the Intent to Destroy Property	15
750.204	Pub Saf	E	1998	Explosives -- Sending Explosives with Intent to Injure Persons	5
750.202	Pub Saf	F		Explosives -- Shipping Explosives With False Markings or Invoice	4
750.200.	Pub Saf	F		Explosives -- Transport by Common Carriers	4
750.135	Person	D		Exposing Children with Intent to Injure or Abandon	10
750.213	Person	B	1998	Extortion -- Threats to Extort Money	20
750.165	Pub Ord	F		Failing to Pay Support and Leaving State	4
257.617	Person	E		Failure to Stop at Scene of a Serious Personal Injury Accident	5
28.293(1)	Pub Ord	E		False Information when Applying for State ID	5

M.C.L.	Group	Class	TIS	Description	Stat Max
28.293(2)	Pub Ord	D		False Information when Applying for State ID -- Second Offense	7
28.293(3)	Pub Ord	C		False Information when Applying for State ID -- Third or Subsequent Offense	15
18.366(1)	Property	E		False Presentation to Crime Victim Services Commission to Obtain More than \$100	10
750.218	Property	E		False Pretenses over \$100	10
750.411a(2)	Pub Ord	F		False Report of a Bombing or Threat to Bomb	4
750.411a(1)(b)	Pub Ord	F		False Report of a Felony	4
333.7407(1)(d)	CS	G		False Reports under Controlled Substance Article	4
333.16170(3)	Pub Trst	F		False Representation -- Health Professional Recovery Program	4
28.295a(1)	Pub Ord	H		False Representation to Obtain or Misuse Personal Information	4
28.295a(2)	Pub Ord	G		False Representation to Obtain or Misuse Personal Information -- Second Offense	7
28.295a(3)	Pub Ord	C		False Representation to Obtain or Misuse Personal Information -- Third or Subsequent Offense	15
324.80130d(1)	Pub Ord	H		False Representation to Obtain Personal Information	4
324.80319a(1)	Pub Ord	H		False Representation to Obtain Personal Information	4
324.81120(1)	Pub Ord	H		False Representation to Obtain Personal Information	4
324.82160(1)	Pub Ord	H		False Representation to Obtain Personal Information	4
324.80130d(2)	Pub Ord	G		False Representation to Obtain Personal Information -- Second Offense	7
324.80319a(2)	Pub Ord	G		False Representation to Obtain Personal Information -- Second Offense	7
324.81120(2)	Pub Ord	G		False Representation to Obtain Personal Information -- Second Offense	7
324.82160(2)	Pub Ord	G		False Representation to Obtain Personal Information -- Second Offense	7
324.80130d(3)	Pub Ord	C		False Representation to Obtain Personal Information -- Third or Subsequent Offense	15
324.80319a(3)	Pub Ord	C		False Representation to Obtain Personal Information -- Third or Subsequent Offense	15
324.81120(3)	Pub Ord	C		False Representation to Obtain Personal Information -- Third or Subsequent Offense	15
324.82160(3)	Pub Ord	C		False Representation to Obtain Personal Information -- Third or Subsequent Offense	15
333.20142(5)	Pub Trst	F		False Statement -- Application Licensure Health Facility	4
388.936	Pub Trst	F		False Statement -- Knowingly Making False Statement -- School District Loans	4
388.962	Pub Trst	F		False Statement -- Knowingly Making False Statement -- School District Loans	4
750.232a(3)	Pub Saf	G		False Statement in a Pistol Application	4
168.759b	Pub Trst	E		False Statement in Application for Emergency Absentee Ballot	5
35.980.	Pub Trst	H		False Statement in Application for Korean Veterans Benefits	3
35.1029	Pub Trst	H		False Statement in Application for Vietnam Veterans Benefits	3
257.744a	Pub Saf	D		False Statement in Citation -- Perjury	15
493.56a(13)	Pub Trst	C		False Statement in Reports -- Secondary Mortgage	15
750.157v	Property	H		False Statement of Identity to Obtain Financial Transaction Device	4
324.21548(1)	Pub Trst	H		False Statement, Report, Claim, Bid, Work Invoice, or Other Request for Payment	5
168.933	Pub Trst	E		False Swearing to Register or Vote	5
285.279	Pub Trst	E		Falsely Obtaining Money -- Agricultural Land	10
750.182a	Pub Trst	H		Falsifying School Records	2

M.C.L.	Group	Class	TIS	Description	Stat Max
440.9307(4)	Property	G		Farming -- Illegal Sale of Secured Products	3
750.82(1)	Person	F	1998	Felonious Assault	4
750.82(2)	Person	F	1998	Felonious Assault -- Weapon-Free School Zone	4
752.191	Pub Saf	G	1998	Felonious Driving	2
324.80173	Person	G		Felonious Operation of a Vessel	2
750.157q	Property	H		Financial Transaction Device -- Delivery or Sale of Fraudulent FTD	4
750.157r	Property	H		Financial Transaction Device -- Forgery, Alteration, or Counterfeiting	4
750.157t	Property	H		Financial Transaction Device -- Furnishing Goods or Services to Person Committing Violation w/ FTD	4
750.249a	Property	H		Financial Transaction Device -- Molds or Dies to Forge FTD	4
750.157u	Property	H		Financial Transaction Device -- Overcharging Person Using FTD	4
750.157n(2)	Property	H		Financial Transaction Device -- Possessing Fraudulent or Altered FTD	4
750.157p	Property	H		Financial Transaction Device -- Possessing FTD without Permission and with Intent to Use or Sell	4
750.157n(1)	Property	H		Financial Transaction Device -- Stealing, Retaining, or Using without Consent	4
750.157s	Property	H		Financial Transaction Device -- Use of Revoked or Canceled FTD Over \$100	1
750.248a	Property	F		Financial Transaction Device -- Uttering and Publishing Financial Transaction Device	4
38.516	Pub Trst	H		Fire and Police Civil Service -- Appointment or Employment Contrary to Act	2
752.861	Person	G		Firearm -- Careless Discharge of Firearm Causing Injury or Death	2
750.230.	Pub Saf	G		Firearms -- Altering ID Mark on Firearm	2
750.104	Property	F		Fitting Boat With Intent to Destroy	4
750.479a(5)	Person	C		Fleeing & Eluding -- 1st Degree	15
750.479a(4)	Person	D		Fleeing & Eluding -- 2nd Degree	10
750.479a(3)	Pub Saf	E		Fleeing & Eluding -- 3rd Degree	5
750.479a(2)	Pub Saf	G		Fleeing & Eluding -- 4th Degree	2
257.602a(5)	Person	C		Fleeing and Eluding -- First Degree	15
257.602a(2)	Pub Saf	G		Fleeing and Eluding -- Fourth Degree	2
257.602a(4)	Person	D		Fleeing and Eluding -- Second Degree	10
257.602a(3)	Pub Saf	E		Fleeing and Eluding -- Third Degree	5
750.300a(1)(a)	Property	G		Food Stamp Fraud -- \$250 or Less -- Second Offense	5
750.300a(1)(a)	Property	G		Food Stamp Fraud -- \$250 or Less -- Third Offense	10
750.300a(1)(b)	Property	E		Food Stamp Fraud -- More Than \$250 to \$1,000	5
750.300a(1)(b)	Property	E		Food Stamp Fraud -- More Than \$250 to \$1,000 -- Second Offense	10
750.300a(1)(c)	Property	E		Food Stamp Fraud -- Over \$1,000	10
750.248	Property	E		Forgery	14
257.257(1)	Property	G		Forgery -- Altering or Forging Vehicle Documents -- First Offense	5
257.257(2)	Property	G		Forgery -- Altering or Forging Vehicle Documents -- Second Offense	7
257.257(3)	Property	E		Forgery -- Altering or Forging Vehicle Documents -- Third Offense	15
750.251	Property	E		Forgery of Bank Bills	7

M.C.L.	Group	Class	TIS	Description	Stat Max
750.250.	Property	E		Forgery of Treasury Notes	7
28.295(1)(a)	Pub Ord	H		Forging State ID Card to Commit Felony	4
110.28	Pub Trst	G		Fourth Class Cities -- Misappropriation of Moneys or Property	3
445.1525	Pub Trst	G		Franchise Investment Law -- False Advertising	7
445.1521	Pub Trst	G		Franchise Investment Law -- False Representation	7
445.1523	Pub Trst	G		Franchise Investment Law -- False Statements of Material Fact	7
445.1505	Pub Trst	G		Franchise Investment Law -- Fraudulent Filing/Offers	7
445.1513	Pub Trst	G		Franchise Investment Law -- Illegal Offers/Sales	7
445.1520.	Pub Trst	G		Franchise Investment Law -- Keeping Records	7
445.1508	Pub Trst	G		Franchise Investment Law -- Sale Without Proper Disclosure	7
750.279	Property	G		Fraud -- Disposition of Exhausted Property	4
750.276	Property	G		Fraud -- Promise to Vendee of Grain at Fictitious Price	4
750.274	Property	E		Fraud -- Purchasing/Collecting on Fraudulent Financial Document	10
750.278	Property	G		Fraud -- Warehouse Receipts	5
333.5661	Person	F		Fraud Resulting in Patient Death	4
750.95	Property	G		Fraudulent Bank Notes	10
565.371	Property	G		Fraudulent Conveyances -- Recording with Intent to Deceive	3
750.96	Property	G		Fraudulent Disposal of Bank Property	4
436.1919	Pub Ord	H		Fraudulent Documents, Labels, or Stamps	1
750.271	Property	E		Fraudulently Issuing or Selling Domestic Securities	10
750.157w	Property	H		Fraudulently Withdrawing or Transferring More than \$500 with Financial Transaction Device	4
750.157t	Property	H		Furnishing Goods or Services to Person Committing Violation with Financial Transaction Device	4
750.303	Pub Ord	H		Gambling	2
750.313	Pub Ord	H		Gambling -- Stocks/Bonds/Commodities	2
207.119	Pub Trst	G		Gasoline or Motor Fuel Violation	4
207.118a	Pub Ord	G		Gasoline Tax -- Embezzlement Over \$100	10
285.82	Pub Trst	H		Grain Dealers Act Violations	5
750.280.	Property	E		Gross Frauds/Cheats at Common Law	10
750.338a	Pub Ord	G		Gross Indecency Between Females	5
750.338	Pub Ord	G		Gross Indecency Between Males	5
750.338b	Pub Ord	G		Gross Indecency Between Males and Females	5
750.50c(7)	Pub Saf	H		Harassing or Causing Harm to Law Enforcement Animal while Committing Crime	2
324.20139(3)	Pub Saf	H		Hazardous Waste -- Knowingly Releases or Causes the Release	2
324.11151(3)	Pub Saf	H		Hazardous Waste Violation -- Disregard for Human Life	2
324.11151(3)	Pub Saf	G		Hazardous Waste Violation -- Extreme Indifference for Human Life	5
324.11151(2)	Pub Saf	H		Hazardous Waste Violations -- Second or Subsequent Offense	2
752.1005	Property	H		Health Care Fraud -- Conspiracy	10

M.C.L.	Group	Class	TIS	Description	Stat Max
752.1003	Property	F		Health Care Fraud -- False Claim/State, Unnecessary, Conceal Information	4
752.1004	Property	F		Health Care Fraud -- Kickbacks/Referral Fees	4
752.1006	Property	D		Health Care Fraud -- Second Offense	20
333.16294	Pub Saf	F		Health Profession -- Unauthorized Practice	4
750.421b	Pub Saf	H		Hinder Transport of Farm/Commercial Products -- Second Offense	2
500.1371	Pub Trst	H		Holding Companies -- Violation	2
750.110a(4)	Person	B	1998	Home Invasion -- First Degree	20
750.110a(5)	Person	C		Home Invasion -- Second Degree	15
750.317	Person	M2		Homicide -- Second Degree Murder	LIFE
750.329	Person	C	1998	Homicide -- Weapon Aimed with Intent but Not Malice	15
431.330(4)	Pub Trst	G		Horse Racing -- Administering a Drug that Could Affect Racing Condition	5
431.332	Pub Trst	G		Horse Racing -- Influencing or Attempting to Influence Result of Race	5
431.307(8)	Pub Trst	G		Horse Racing -- Testifying Falsely To Commissioner While Under Oath	4
600.908(8)	Pub Trst	E		Immunity to Witness -- Committing Perjury	15
750.217b	Pub Saf	G		Impersonating Public Utility Employee	2
752.542	Pub Saf	D	1998	Incitement to Riot	10
750.49(8)	Person	A	1998	Inciting Fighting Animal Resulting in Death	LIFE
750.49(9)	Person	F		Inciting Fighting Animal to Attack	4
750.348	Pub Saf	H		Inciting Indians to Violate a Treaty	4
750.425	Pub Trst	E		Inciting or Procuring Perjury	5
750.405	Pub Saf	E		Inciting Soldiers to Desert	5
750.335a	Person	A	1998	Indecent Exposure by Sexually Delinquent Person	LIFE
750.157c	Person	SPEC		Inducing Minor to Commit a Felony	Variable
324.8905(2)	Pub Saf	H		Infectious Waste/Pathological Waste/Sharps -- Littering Violation	2
324.8905(3)	Pub Saf	G		Infectious Waste/Pathological Waste/Sharps -- Littering Violation -- Second Offense	5
492.137(a)	Pub Trst	H		Installment Sales of Motor Vehicles	3
500.5252(4)	Property	G		Insurance -- Improper Personal Interest in Transactions	5
500.8197(2)	Pub Trst	C		Insurance -- Knowing or Willful False Statements in Application for Insurance	15
500.4511(1)	Pub Trst	F		Insurance Code -- Fraudulent Insurance Act	4
500.1325(3)	Pub Trst	E		Insurance Code -- Knowingly Misrepresenting False Financial Condition	5
500.1505(2)	Pub Trst	C		Insurance Code -- License and Regulatory Violations	15
500.4511(2)	Pub Trst	D		Insurance Fraud -- Agreement or Conspiracy to Commit	10
722.633(5)(b)	Person	F		Intentional False Report of Child Abuse Constituting a Felony	4
711.1(8)	Pub Trst	E		Intentional False Statement in Petition for Name Change	15
750.205a	Pub Saf	F	1998	Intimidation or Harassment by Device Represented as an Explosive	4
443.52	Pub Trst	E		Issuing Duplicate Warehouse Receipt Not So Marked	5
750.513	Property	H		Issuing Fraudulent Railroad Securities	10

M.C.L.	Group	Class	TIS	Description	Stat Max
443.50.	Pub Trst	E		Issuing Warehouse Receipt for Goods Not Received	5
750.120.	Pub Trst	F		Jurors and Others Accepting Bribes	4
750.452	Pub Ord	E		Keeping a House of Prostitution	5
750.349	Person	A	1998	Kidnapping	LIFE
750.350.	Person	A	1998	Kidnapping -- Child Enticement	LIFE
750.350a	Person	H		Kidnapping -- Custodial Interference	1
750.50c(5)	Pub Ord	E		Killing or Causing Serious Physical Harm to Law Enforcement Animal	5
750.50b(2)	Property	F		Killing or Torturing Animals	4
388.936	Pub Trst	F		Knowingly Making False Statement -- School District Loans	4
388.962	Pub Trst	F		Knowingly Making False Statement -- School District Loans	4
324.5531(4)	Pub Saf	H		Knowingly Releasing Pollutants	2
324.5531(5)	Pub Saf	G		Knowingly Releasing Pollutants -- Causing Death or Serious Bodily Injury	6
324.5531(6)	Pub Saf	C		Knowingly Releasing Pollutants -- Resulting in Death or Serious Bodily Injury	15
565.827	Pub Trst	E		Land Sales Act -- False or Fraudulent Statement	10
750.357b	Property	E		Larceny -- Stealing Firearms of Another	5
750.362	Property	E		Larceny by Conversion over \$100	5
750.363	Property	E		Larceny by False Personation over \$100	5
750.356a	Property	G		Larceny from a Motor Vehicle	5
750.358	Property	G		Larceny from Burning Building	5
750.365	Person	D		Larceny From Car or Persons Detained or Injured by Accident	20
750.357	Person	D	1998	Larceny from the Person	10
750.360.	Property	G		Larceny in a Building	4
750.357a	Property	G		Larceny of Livestock	4
750.366	Property	G		Larceny of Railroad Tickets	4
750.367a	Property	SPEC		Larceny of Rationed Goods	Variable
750.362a	Property	H		Larceny of Rental Property	2
750.367	Property	G		Larceny of Trees & Shrubs Over \$100	5
750.356	Property	E		Larceny over \$100	5
600.8813	Pub Trst	E		Law Enforcement Officer -- Knowingly Making False Statement in a Citation	15
600.2916	Pub Saf	G		Lethal Gases for Fumigation	4
600.2136	Pub Trst	E		Library Record, Book, Paper -- False Certification in Court	15
436.1909(3)	Pub Ord	H		Liquor Violation	1
4.421(1)	Pub Trst	G		Lobbyists -- Compensation Contingent on Outcome of Action	3
4.421(2)	Pub Trst	G		Lobbyists Giving Gifts	3
432.30.	Property	G		Lottery -- Forgery of Tickets	5
750.372	Pub Ord	H		Lottery -- Running or Allowing Lottery	2
750.374	Pub Ord	H		Lottery -- Second Offense	4

M.C.L.	Group	Class	TIS	Description	Stat Max
750.105	Property	G		Making False Cargo Invoice for Boat	4
750.380.	Property	F		Malicious Destruction of Building over \$100	4
750.377b	Property	F		Malicious Destruction of Fire/Police Property	4
750.386	Property	E		Malicious Destruction of Mine Property	20
750.377a	Property	G		Malicious Destruction of Personal Property over \$100	4
750.379	Property	F		Malicious Destruction of Property -- Bridges/Railroads/Locks	4
750.378	Property	F		Malicious Destruction of Property -- Dams/Canals/Mills	4
750.392	Property	E		Malicious Destruction of Property -- Vessels	10
750.387	Property	G		Malicious Destruction of Tombs & Memorials	5
750.383a	Property	F		Malicious Destruction of Utility Equipment	4
750.321	Person	C	1998	Manslaughter	15
750.211	Pub Saf	E	1998	Manufacture of Explosives with Unlawful Intent	5
750.539f	Pub Ord	H		Manufacture or Possession of Eavesdropping Device	2
750.262	Property	E		Manufacture or Possession of Tools to Counterfeit Coins	10
750.224	Pub Saf	E		Manufacture or Sale of Silencer, Bomb, Blackjack, Automatic Weapon, Gas Spray, etc.	5
750.224e.	Pub Saf	F		Manufacture/Sale/Possession of Devices to Convert Semiautomatic Weapons	4
750.263(4)	Property	E		Manufacturing Items with Counterfeit Mark	5
288.257	Pub Saf	G		Margarine Violations	3
426.106	Property	E		Marking of Logs and Timber -- Forging	5
551.6	Person	H		Marriage License -- Mental or Venereal Disease	5
750.397	Person	D	1998	Mayhem	10
400.606	Property	E		Medicaid Fraud -- Conspiracy	10
400.607	Pub Trst	G		Medicaid Fraud -- False Claim/Medically Unnecessary	4
400.603	Pub Trst	G		Medicaid Fraud -- False Statement in Benefit/Concealing Information	4
400.605	Pub Trst	G		Medicaid Fraud -- False Statement Regarding Institutions	4
400.609	Property	D		Medicaid Fraud -- Fourth Offense	10
400.604	Pub Trst	G		Medicaid Fraud -- Kickback/Referral Fees	4
750.492a(2)	Pub Trst	G		Medical Record -- Health Care Provider Alter Conceal Injury/Death	4
750.492a(1)(a)	Pub Trst	G		Medical Record -- Intentional Place False Information -- Health Care Provider	4
125.1447	Property	G		Michigan State Housing Development Authority -- False Pretenses over \$100	10
750.406	Pub Saf	E		Military Stores -- Larceny, Embezzlement or Destruction	5
408.1035a(5)	Pub Saf	H		MIOSHA -- Violations/Writs of Mandamus/Assaults -- First Offense	1
408.1035a(5)	Pub Saf	G		MIOSHA -- Violations/Writs of Mandamus/Assaults -- Second Offense	3
408.1035(5)	Pub Saf	H		MIOSHA Violation -- First Offense	1
408.1035(5)	Pub Saf	G		MIOSHA Violation -- Second Offense	3
750.545	Pub Ord	E		Misprision of Treason	5
750.249a	Property	H		Molds or Dies to Forge Financial Transaction Device	4

M.C.L.	Group	Class	TIS	Description	Stat Max
750.411p(2)(a)	Property	B		Money Laundering -- > \$10,000 Proceeds from Controlled Substance Offense	20
750.411o	Pub Ord	B		Money Laundering -- 1st Degree	20
750.411n	Pub Ord	D		Money Laundering -- 2nd Degree	10
750.411m	Pub Ord	E		Money Laundering -- 3rd Degree	5
750.411l	Pub Ord	H		Money Laundering -- 4th Degree	2
750.411p(2)(b)	Property	D		Money Laundering -- Proceeds From Controlled Substance Offense or Other Proceeds > \$10,000	10
750.411p(2)(c)	Property	E		Money Laundering -- Transactions Involving Represented Proceeds	5
445.1679	Pub Trst	H		Mortgage Brokers Act -- General Violations	3
445.1671	Pub Trst	E		Mortgage Brokers, Lenders -- Knowingly Giving a False Statement	15
290.650.	Person	G		Motor Fuels -- Assaulting/Obstructing Director or Authorized Representative	2
290.650b(3)	Pub Trst	H		Motor Fuels Violations	2
750.421	Pub Saf	H		Motor Vehicle -- Designed for Attack	5
750.420.	Pub Saf	H		Motor Vehicle -- Equipping to Release Smoke/Gas	4
257.1353(2)	Pub Trst	H		Motor Vehicle -- Fail to Record Material Matter -- Second Offense	2
257.1355	Pub Trst	H		Motor Vehicle -- Fail to Record Transaction/Falsify Records	2
257.1354(2)	Pub Trst	H		Motor Vehicle -- General Violations -- Second Offense	2
750.417	Property	H		Motor Vehicle -- Mortgaged -- Removal From State	4
257.903(1)	Property	E		Motor Vehicle Code -- False Certification -- First Offense	5
257.903(2)	Property	E		Motor Vehicle Code -- False Certification -- Second Offense	7
257.903(3)	Property	D		Motor Vehicle Code -- False Certification -- Third Offense	15
257.902	Pub Saf	E		Motor Vehicle Code Violations	5
750.415(2)	Property	G		Motor Vehicles -- Conceal/Misrepresent Identity with Intent to Mislead	4
324.80172	Person	G		Negligent Crippling or Homicide by Vessel	2
750.324	Person	G		Negligent Homicide	2
750.131a(1)	Property	H		No Account Checks	2
750.131a(2)	Property	H		No Account Checks -- Three within 10 days	2
324.61521(1)	Pub Trst	G		NREPA -- Evading Rule Under NREPA	3
324.61511	Pub Trst	G		NREPA -- False Affidavit Under NREPA	5
324.31525	Person	G		NREPA -- Imminent Danger of Death or Serious Injury -- Subsequent Offense	2
324.30316(3)	Pub Saf	H		NREPA Violation -- Subsequent Offense	2
324.33939(1)	Pub Trst	H		NREPA Violation for Commercial Purposes	2
750.131(3)(a)(iv)	Property	H		NSF Checks -- \$50 or Less -- Fourth Offense	13 month
750.131(3)(b)(iii)	Property	H		NSF Checks -- \$50 to \$200 -- Third Offense	13 month
750.131(3)(c)	Property	H		NSF Checks -- Over \$200	13 month
333.21792	Pub Trst	G		Nursing Homes -- Referral Fees/Bribing Officials/Accepting Bribes	4
752.365(3)	Pub Ord	G		Obscenity -- Second Offense	2
750.241(1)	Pub Saf	F		Obstructing Firefighter	4

M.C.L.	Group	Class	TIS	Description	Stat Max
750.241(3)	Pub Saf	F		Obstructing Public Service Facility Personnel in Civil Disturbance	4
750.273	Property	E		Obtaining Signature to Financial Document with Intent to Defraud	10
257.233a(7)	Pub Ord	G		Odometer Tampering	5
750.189	Pub Saf	H		Officer Negligently Allowing Prisoner to Escape or Refusing to Receive Prisoner	2
500.7034(2)	Pub Trst	E		Officer of a MEWA Knowingly Receive Valuables for Sale Property or Loan	10
483.226	Pub Trst	E		Officer of a Pipeline Company -- Intent to Defraud -- Stock	10
750.190.	Pub Saf	G		Officer Receiving a Reward to Assist or Permit Escape	2
750.535a	Pub Ord	E		Operating a Chop Shop	5
462.353(5)	Pub Saf	F		Operating a Locomotive -- Under the Influence	4
324.82128(1)(c)	Pub Saf	E		Operating a Snowmobile Under the Influence -- Third Offense	5
324.82127(4)	Person	C		Operating a Snowmobile Under the Influence Causing Death	15
324.82127(5)	Person	E		Operating a Snowmobile Under the Influence Causing Long-term Incapacitating Injury	5
324.80177(1)(c)	Pub Saf	E		Operating a Vessel Under the Influence -- Third Offense	5
324.80176(4)	Person	C	1998	Operating a Vessel Under the Influence Causing Death	15
324.80176(5)	Person	E	1998	Operating a Vessel Under the Influence Causing Long-term Incapacitating Injury	5
324.81134(6)	Pub Saf	E		Operating an ORV Under the Influence -- Third Offense	4
257.625(4)	Person	C	1998	OUIL -- Causing Death	15
257.625(5)	Person	E	1998	OUIL -- Causing Serious Impairment of Body Function	5
257.625(7)(d)	Pub Saf	E		OUIL -- Third Offense	5
750.157u	Property	H		Overcharging Person Using Financial Transaction Device	4
750.455	Pub Ord	G		Pandering	20
750.442	Pub Ord	G		Participating in Prizefights	4
47.8	Pub Trst	H		Payment of Claim Against County Before Audit	2
764.1e	Pub Trst	C		Peace Officer -- False Statement in a Complaint	15
750.423	Pub Trst	E		Perjury	15
750.422	Pub Trst	G	1998	Perjury -- Committed in Court/Capital Crime	LIFE
750.422	Pub Trst	G		Perjury -- Committed in Court/Noncapital Crime	15
205.27(3)	Pub Trst	G		Perjury -- False Tax Returns	15
750.424	Pub Trst	E		Perjury -- Subornation of Perjury	15
750.160a	Pub Ord	H		Photographing Dead Human Bodies	2
28.422	Pub Saf	G		Pistols -- License Application Forgery	4
750.209	Pub Saf	F		Placing Foul or Offensive Substance to Alarm	4
750.209	Pub Saf	C		Placing Foul or Offensive Substance to Injure	15
750.397a	Person	D		Placing Harmful Objects in Food	10
750.456	Person	B		Placing Spouse into Prostitution	20
750.436(2)	Person	A	1998	Poison -- Food/Drink/Medicine/Wells -- Large Amounts/Injury	LIFE
750.436(3)	Pub Saf	H		Poison -- Malicious False Statement of Poisoning	2

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M.C.L.	Group	Class	TIS	Description	Stat Max
750.436(1)	Person	E		Poisoning Food/Drink/Wells	5
324.5531(4)	Pub Saf	H		Pollutants -- Knowingly Releasing Pollutants	2
324.5531(5)	Pub Saf	G		Pollutants -- Knowingly Releasing Pollutants -- Causing Death or Serious Bodily Injury	6
324.5531(6)	Pub Saf	C		Pollutants -- Knowingly Releasing Pollutants -- Resulting in Death or Serious Bodily Injury	15
750.439	Pub Ord	G		Polygamy	4
750.440.	Pub Ord	G		Polygamy -- Knowingly Entering a Prohibited Marriage	4
750.441	Pub Ord	G		Polygamy - Teaching or Advocating Polygamy	4
750.252	Property	E		Possessing Counterfeit Notes	7
750.157p	Property	H		Possessing Financial Transaction Device without Permission and with Intent to Use or Sell	4
750.157n(2)	Property	H		Possessing Fraudulent or Altered Financial Transaction Device	4
750.211a	Pub Saf	F	1998	Possessing or Manufacturing Device Designed to Explode upon Impact or Heating	4
750.227c	Pub Saf	G		Possession a Loaded Firearm in or upon a Vehicle	2
750.261	Property	E		Possession of 5 or Fewer Counterfeit Coins	10
750.210.	Pub Saf	E	1998	Possession of Bombs with Unlawful Intent	5
750.116	Property	E		Possession of Burglar's Tools	10
750.254	Property	E		Possession of Counterfeit Notes or Bills	5
750.255	Property	E		Possession of Counterfeiting Tools	10
750.224b	Pub Saf	E		Possession of Short Barreled Shotgun or Rifle	5
750.224a	Pub Saf	F		Possession or Sale of Electrical Current Weapons	4
750.224f	Pub Saf	E		Possession or Sale of Firearm by Felon	5
257.254	Property	E		Possession Stolen Vehicle Title	10
257.329(1)	Property	G		Possession/Sale of Stolen or Counterfeit Insurance Certificates	5
257.329(2)	Property	E		Possession/Sale of Stolen or Counterfeit Insurance Certificates -- Second Offense	7
257.329(3)	Property	E		Possession/Sale of Stolen or Counterfeit Insurance Certificates -- Third Offense	15
445.490.	Pub Ord	H		Precious Metal and Gem Dealer Failure to Obtain a Certificate of Registration	2
445.487(2)	Pub Ord	H		Precious Metal and Gem Dealer Failure to Record Material Matter -- Second Offense	2
445.489	Pub Ord	H		Precious Metal and Gem Dealer Violations	2
445.488(2)	Pub Ord	H		Precious Metal and Gem Dealer Violations -- Second Offense	2
800.281(4)	Pub Saf	E		Prisoner Possessing Contraband	5
800.283(4)	Pub Saf	E		Prisoner Possessing Weapon	5
750.349a	Person	A	1998	Prisoner Taking a Hostage	LIFE
800.281(3)	Pub Saf	H		Prisons -- Bringing Contraband into Prisons	5
800.283(3)	Pub Saf	E		Prisons -- Bringing Weapon into Prison	5
800.281(1)	Pub Saf	H		Prisons -- Furnishing Prisoner with Contraband	5
800.281(2)	Pub Saf	H		Prisons -- Furnishing Prisoner with Contraband Outside	5
800.283(1)	Pub Saf	E		Prisons -- Furnishing Weapon to Prisoner in Prison	5
800.283(2)	Pub Saf	E		Prisons -- Knowledge of a Weapon in a Correctional Facility	5

M.C.L.	Group	Class	TIS	Description	Stat Max
750.188	Pub Ord	SPEC		Prisons -- Voluntarily Suffering Prisoner to Escape	Variable
750.98	Pub Ord	G		Private Banking	4
750.443	Pub Ord	G		Prizefights -- Training	4
750.277	Pub Trst	G		Promise to Vendee of Grain to Sell at a Fictitious Price -- Sale and Transfer	4
750.457	Pub Ord	G		Prostitution -- Accepting Earnings of a Prostitute	20
750.458	Person	B		Prostitution -- Detaining Female for Debt	20
750.452	Pub Ord	E		Prostitution -- Keeping a House of Prostitution	5
750.456	Person	B		Prostitution -- Placing Spouse into Prostitution	20
750.451	Pub Ord	G		Prostitution -- Various Offenses -- Third Offense	2
750.490.	Pub Trst	H		Public Money -- Safekeeping	2
21.154	Pub Trst	E		Public Officer -- Embezzlement	5
750.118	Pub Trst	D		Public Officer Accepting Bribe	10
750.480.	Pub Trst	F		Public Officers -- Refusing to Turn Over Books/Money to Successor	4
750.488	Pub Trst	H		Public Officers -- State Official -- Retaining Fees	2
750.491	Pub Trst	H		Public Records -- Removal/Mutilation/Destruction	2
750.282	Pub Ord	G		Public Utility -- Fraudulent Use Over \$500	4
18.1268(9)	Pub Trst	H		Purposefully Submitting False Business Certification	Fine
445.1528	Pub Trst	D		Pyramid/Chain Promotions -- Offer or Sell	7
431.257	Pub Trst	G		Racing, Boxing & Exhibition Racing	2
750.159j	Pub Saf	B		Racketeering	20
554.836	Property	E		Real and Property -- Living Care Disclosure Act	7
750.535	Property	E		Receiving or Concealing Stolen Property over \$100	5
752.881	Person	G		Reckless Use of Bow and Arrow Resulting in Injury or Death	2
600.2907a	Property	G		Recording Documents Affecting Property without Lawful Cause	3
324.76107(4)	Pub Trst	G		Recovering Abandoned Property in Great Lakes without Permit	2
493.77(2)	Pub Trst	H		Regulatory Loans	3
750.418	Property	H		Removing a Vehicle Out of State without Vendor's Consent	4
324.51120(2)	Property	H		Removing Forest Products over \$2,500	3
750.93	Property	G		Removing or Destroying Bonds in State Treasury	10
333.2688	Person	E		Research on Dead Embryo, Fetus without Mother's Consent	5
324.1608	Person	G		Resisting and Obstructing Conservation Officer	2
750.479	Person	G		Resisting or Obstructing a Peace Officer	2
750.356c	Property	H		Retail Fraud -- First Degree	2
600.8713	Pub Trst	G		Revised Judicature Act -- False Statement by Authorized Local Officials	15
752.541	Pub Saf	D	1998	Riot	10
752.542a	Pub Saf	D	1998	Riot in State Correctional Facilities	10
750.529	Person	A	1998	Robbery Armed	LIFE

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M.C.L.	Group	Class	TIS	Description	Stat Max
750.372	Pub Ord	H		Running or Allowing Lottery	2
750.223(2)	Pub Saf	F		Sale of Firearm to Minor -- Second Offense	4
750.223(3)	Pub Ord	D		Sale of Firearm to Person Prohibited from Possessing	10
750.272	Property	G		Sale of Fraudulent Stock of Foreign Corporations	10
750.210a	Pub Saf	H		Sale of Valerium	5
333.2690.	Person	E		Sale or Delivery of Fetus or Embryo	5
288.223	Pub Saf	G		Sale or Labeling of Oleomargarine Violations	3
442.219	Pub Trst	E		Sales -- False Statement	5
750.377c	Property	E		School Bus -- Intentional Damage	5
750.317	Person	M2	1998	Second Degree Murder	LIFE
451.319	Pub Trst	G		Securities, Real Estate, and Debt Management -- Violation	2
750.532	Person	H		Seduction	5
750.514	Property	H		Seizing Locomotive With Mail Car	10
436.1701(2)	Person	D		Selling Alcohol to a Minor and Causing Death	10
288.284	Pub Trst	H		Selling Falsely Branded Cheese	2
750.373	Pub Ord	H		Selling or Possessing Lottery Tickets	2
750.204a	Pub Saf	F	1998	Sending or Transporting Imitation Explosive Device with Malicious Intent	4
750.236	Person	C		Setting Spring Gun -- Death Resulting	15
28.729	Pub Ord	G		Sex Offenders -- Failure to Register	4
750.158	Pub Ord	E		Sodomy	15
750.157b(3)(b)	Pub Ord	G		Solicitation of Felony Punishable by Less than 5 Years	2
750.157b(3)(a)	Pub Ord	E		Solicitation of Felony Punishable by Life or 5 or More Years	5
750.157b(2)	Person	A	1998	Solicitation of Murder	LIFE
750.411h(2)(b)	Person	E		Stalking of a Minor	5
205.28(1)(e)	Pub Trst	G		State Employee Compromising Taxes	5
324.2157(3)	Property	H		State Owned Property -- Damages of \$1,000 or More	180 days
207.754(3)	Pub Trst	G		State Treasurer -- Municipality Tax -- Divulging Confidential Information	5
750.97	Property	H		Statements Derogatory to Financial Condition of Bank	4
750.535b	Pub Saf	E		Stolen Firearms or Ammunition	10
750.516	Person	C		Stopping Train to Rob	LIFE
472.36	Pub Saf	A	1998	Street Railways -- Obstruction of Track	LIFE
722.859(3)	Person	E		Surrogate Parenting Act -- Contracts For Compensation	5
722.857	Person	E		Surrogate Parenting Act -- Contracts Involving Minors, Mentally Retarded, etc.	5
750.11	Person	A	1998	Taking a Woman and Compelling Her to Marry	LIFE
750.12	Person	H		Taking a Woman With Intent to Compel Her to Marry	10
750.540.	Pub Ord	H		Tapping or Cutting Telephone Lines	2
205.27(1)(b)	Pub Trst	G		Taxes -- Aiding and Abetting Tax Evasion or Filing False Returns	5

M.C.L.	Group	Class	TIS	Description	Stat Max
205.28	Pub Trst	G		Taxes -- Compromising/Unauthorized Disclosure of Tax Information	5
207.127c	Pub Ord	G		Taxes -- Diesel Fuel Tax -- Embezzlement Over \$100	10
205.27(1)(a)	Pub Trst	G		Taxes -- Failure to File or False Tax Return or Payment	5
205.27(1)(c)	Pub Trst	G		Taxes -- Making/Permitting False Tax Returns or Payments	5
205.28(1)(f)	Pub Trst	G		Taxes -- Unauthorized Disclosure of Tax Information	5
750.540g(1)(c)	Property	E		Telecommunications -- Diverting Value \$1,000 - \$20,000 or Priors	5
750.540g(1)(d)	Property	D		Telecommunications -- Diverting Value > \$20,000 or Priors	10
750.540f(2)	Property	E		Telecommunications & Computer -- Knowingly Publishing Counterfeit Devices -- 2nd Conviction	5
750.540c(3)	Property	F		Telecommunications & Computer -- Manufacture or Deliver Counterfeit Communications	4
750.219a(2)(c)	Property	E		Telecommunications Fraud -- 2 Prior Convictions or Value between \$1,000-\$20,000	5
750.219a(2)(d)	Property	D		Telecommunications Fraud -- 3 or More Prior Convictions or Value over \$20,000	10
205.428(2)	Pub Trst	G		Tobacco Products Tax Act Violations	5
750.511	Person	A	1998	Trains -- Blocking or Wrecking Railroad Track	LIFE
750.517	Person	C		Trains -- Boarding Train to Rob	LIFE
462.257(1)	Person	A	1998	Trains -- Endangering Travel	LIFE
750.361	Property	H		Trains -- Stealing/Maliciously Removing Parts	2
750.516	Person	C	1998	Trains -- Stopping Train to Rob	LIFE
750.512	Property	E		Trains -- Uncoupling Railroad Cars	10
333.10204(1)	Pub Ord	F		Transferring a Human Organ for Valuable Consideration	4
750.201	Pub Saf	F		Transportation of Concussion or Friction Type Explosives	4
750.459	Person	B		Transporting a Female for Prostitution	20
750.552b	Property	F		Trespassing on Correctional Facility Property	4
750.530.	Person	C	1998	Unarmed Robbery	15
750.512	Property	E		Uncoupling Railroad Cars	10
324.21324(1)	Pub Saf	G		Underground Storage Tanks -- False or Misleading Information	5
421.54b(b)(i)	Property	H		Unemployment Comp. Fraud -- Conspiracy with Loss of \$25,000 or Less	2
421.54b(b)(ii)	Property	G		Unemployment Comp. Fraud -- Conspiracy with Loss Over \$25,000	5
421.54b(b)(iii)	Property	H		Unemployment Comp. Fraud -- Conspiracy with No Actual Loss	2
421.54(d)	Property	H		Unemployment Comp. Fraud -- Disclose Confidential Information for Financial Gain	1
421.54c(b)(iii)	Property	G		Unemployment Comp. Fraud -- Embezzlement of \$100,000 or More	5
421.54c(b)(ii)	Property	H		Unemployment Comp. Fraud -- Embezzlement of \$25,000 to Under \$100,000	2
421.54c(b)(iv)	Property	H		Unemployment Comp. Fraud -- Embezzlement with No Actual Loss	2
421.54(a)(ii)(B)	Property	H		Unemployment Comp. Fraud -- Failure to Comply with Act/Rule \$25,000-\$100,000	2
421.54(a)(ii)(C)	Property	G		Unemployment Comp. Fraud -- Failure to Comply with Act/Rule Over \$100,000	5
421.54a	Property	G		Unemployment Comp. Fraud -- False Statement as Condition of Employment	10
421.54(b)(ii)(B)	Property	H		Unemployment Comp. Fraud -- False Statement or Misrepresentation over \$25,000	2
421.54(b)(ii)(C)	Property	H		Unemployment Comp. Fraud -- False Statement or Misrepresentation without Actual Loss	2

M.C.L.	Group	Class	TIS	Description	Stat Max
421.54(a)(iv)(B)	Property	H		Unemployment Comp. Fraud -- Willful Violation of Act/Rule Over \$100,000	2
752.543	Pub Saf	G		Unlawful Assembly	5
750.413	Property	E		Unlawful Driving Away of an Automobile	5
750.227a	Pub Saf	F		Unlawful Possession of Pistol	4
750.414	Property	H		Unlawful Use of an Automobile	2
168.808	Pub Trst	E		Untrue Statement by Member of Board of Inspectors	4
333.2685	Person	E		Use of a Live Human Embryo, Fetus for Nontherapeutic Research	5
750.224d(2)	Person	G		Using Self-Defense Spray Device	2
28.295(3)	Property	H		Using Stolen State ID Card to Commit Felony	Variable
438.41	Property	E		Usury	5
750.248a	Property	F		Uttering and Publishing Financial Transaction Device	4
750.249	Property	E		Uttering and Publishing Forged Records	14
750.253	Property	G		Uttering Counterfeit Notes	5
752.802	Property	H		Vending Machines -- Manufacture/Sale of Slugs	5
750.101	Pub Trst	E		Violating Financial Institutions Act	5
750.79	Pub Saf	F		Violating Township Rules Concerning Clearing of Land and Burning	4
750.145p(5)	Person	E		Vulnerable Adult -- Caregiver Violations -- Second Offense	5
750.145p(1)	Person	G		Vulnerable Adult -- Commingling Funds, Obstructing Investigation, or Filing False Informati	2
750.145p(2)	Person	G		Vulnerable Adult -- Retaliation or Discrimination by Caregiver Against Vulnerable Adult	2
750.145n(1)	Person	C		Vulnerable Adult Abuse -- 1st Degree	15
750.145n(2)	Person	F		Vulnerable Adult Abuse -- 2nd Degree	4
750.145n(3)	Person	G		Vulnerable Adult Abuse -- 3rd Degree	2
444.107	Pub Trst	E		Warehouse Certificates -- Willfully Alter or Destroy	5
444.13	Pub Trst	H		Warehousemen and Warehouse Receipts	2
324.12116(2)	Pub Saf	H		Waste -- False Statement or Entry in a License Application	2
324.3115(2)	Pub Saf	H		Waste Discharge Violations -- Second Offense	2
333.13738(2)	Pub Saf	F		Waste Disposal Violations -- Second Offense	5
47.56	Pub Trst	H		Wayne County Treasurer Paying Claims without Appropriate Signature	2
750.237a(1)	Pub Saf	F		Weapon-Free School Zones -- General Felony Violations	Variable
750.227f	Pub Saf	F		Wearing Body Armor During Commission of Violent Crime	4
290.631(3)	Pub Trst	G		Weights & Measures	5
290.629(1)	Person	G		Weights & Measures -- Assaults Enforcement Officer	2
400.60(2)	Property	H		Welfare -- Obtaining over \$500 by Failure to Inform	4
324.40118(11)	Pub Ord	G		Wildlife Conservation -- Buying Selling Protected Animals -- Subsequent Offense	4
35.929	Pub Trst	H		Willful Falsification in Application for Veterans Benefits	3
750.322	Person	C	1998	Willful Killing of Unborn Quick Child	15
324.51512	Pub Saf	D		Willfully Setting Forest Fires	10

M.C.L.	Group	Class	TIS	Description	Stat Max
750.317	Person	M2	1998	Second Degree Murder	LIFE
333.7401(2)(a)(i)	CS	A	1998	Delivery or Manufacture of > 649 Grams by Juvenile	LIFE
333.7403(2)(a)(i)	CS	A	1998	Possession > 649 Grams by Juvenile	LIFE
462.257(1)	Person	A	1998	Trains -- Endangering Travel	LIFE
472.36	Pub Saf	A	1998	Street Railways -- Obstruction of Track	LIFE
750.11	Person	A	1998	Taking a Woman and Compelling Her to Marry	LIFE
750.49(8)	Person	A	1998	Inciting Fighting Animal Resulting in Death	LIFE
750.83	Person	A	1998	Assault With Intent to Murder	LIFE
750.89	Person	A	1998	Assault With Intent to Commit Armed Robbery	LIFE
750.91	Person	A	1998	Attempted Murder	LIFE
750.112	Person	A	1998	Burglary With Explosives	LIFE
750.157b(2)	Person	A	1998	Solicitation of Murder	LIFE
750.327	Person	A	1998	Death by Explosives on Vehicle or Vessel	LIFE
750.328	Person	A	1998	Death by Explosives in or Near Building	LIFE
750.335a	Person	A	1998	Indecent Exposure by Sexually Delinquent Person	LIFE
750.349	Person	A	1998	Kidnapping	LIFE
750.349a	Person	A	1998	Prisoner Taking a Hostage	LIFE
750.350.	Person	A	1998	Kidnapping -- Child Enticement	LIFE
750.436(2)	Person	A	1998	Poison -- Food/Drink/Medicine/Wells -- Large Amounts/Injury	LIFE
750.511	Person	A	1998	Blocking or Wrecking Railroad Track	LIFE
750.520b	Person	A	1998	First Degree Criminal Sexual Conduct	LIFE
750.529	Person	A	1998	Armed Robbery	LIFE
750.529a	Person	A	1998	Carjacking	LIFE
333.7401(2)(a)(iii)	CS	B		Delivery or Manufacture 50-224 Grams	20
333.7403(2)(a)(iii)	CS	B		Possession 50-224 Grams	20
333.13738(3)	Pub Saf	B		Disposing of Waste -- Extreme Indifference to Human Life	20
750.72	Person	B	1998	Arson of Dwelling House	20
750.110a(4)	Person	B	1998	Home Invasion -- First Degree	20
750.145c(2)	Person	B	1998	Child Sexually Abusive Activity or Materials -- Active Involvement	20
750.159j	Pub Saf	B		Racketeering	20
750.206	Person	B	1998	Placing Explosives With Damage to Property Resulting	25
750.213	Person	B	1998	Threats to Extort Money	20
750.411o	Pub Ord	B		Money Laundering -- 1st Degree	20
750.411p(2)(a)	Property	B		Money Laundering -- > \$10,000 Proceeds from Controlled Substance Offense	20
750.456	Person	B		Placing Spouse into Prostitution	20
750.458	Person	B		Prostitution -- Detaining Female for Debt	20
750.459	Person	B		Transporting a Female for Prostitution	20
28.293(3)	Pub Ord	C		False Information when Applying for State ID -- Third or Subsequent Offense	15

M.C.L.	Group	Class	TIS	Description	Stat Max
28.295a(3)	Pub Ord	C		False Representation to Obtain or Misuse Personal Information -- Third or Subsequent Offense	15
257.602a(5)	Person	C		Fleeing and Eluding -- First Degree	15
257.625(4)	Person	C	1998	OUIL -- Causing Death	15
287.323(1)	Person	C		Dangerous Animal Causing Death	15
324.5531(6)	Pub Saf	C		Knowingly Releasing Pollutants -- Resulting in Death or Serious Bodily Injury	15
324.80130d(3)	Pub Ord	C		False Representation to Obtain Personal Information -- Third or Subsequent Offense	15
324.80176(4)	Person	C	1998	Operating a Vessel Under the Influence Causing Death	15
324.80319a(3)	Pub Ord	C		False Representation to Obtain Personal Information -- Third or Subsequent Offense	15
324.81120(3)	Pub Ord	C		False Representation to Obtain Personal Information -- Third or Subsequent Offense	15
324.82127(4)	Person	C		Operating a Snowmobile Under the Influence Causing Death	15
324.82160(3)	Pub Ord	C		False Representation to Obtain Personal Information -- Third or Subsequent Offense	15
333.7401(2)(d)(i)	CS	C		Delivery or Manufacture > 45 Kilos of Marijuana	15
333.7402(2)(e)	CS	C		Delivery or Manufacture Analogue	15
493.56a(13)	Pub Trst	C		False Statement in Reports -- Secondary Mortgage	15
500.1505(2)	Pub Trst	C		Insurance Code -- License and Regulatory Violations	15
500.8197(2)	Pub Trst	C		Insurance -- Knowing or Willful False Statements in Application for Insurance	15
750.14	Person	C		Abortion Resulting in Death of Female	15
750.88	Person	C	1998	Assault With Intent to Commit Unarmed Robbery	15
750.110a(5)	Person	C		Home Invasion -- Second Degree	15
750.136b(f)(2)	Person	C	1998	Child Abuse -- 1st Degree	15
750.145n(1)	Person	C		Vulnerable Adult Abuse -- 1st Degree	15
750.205	Pub Saf	C	1998	Placing Explosives With the Intent to Destroy Property	15
750.208	Pub Saf	C	1998	Aiding or Abetting Explosives Placement with Intent to Destroy Property	15
750.209	Pub Saf	C		Placing Foul or Offensive Substance to Injure	15
750.236	Person	C		Setting Spring Gun -- Death Resulting	15
750.321	Person	C	1998	Manslaughter	15
750.322	Person	C	1998	Willful Killing of Unborn Quick Child	15
750.323	Person	C		Abortion Resulting in Death	15
750.329	Person	C	1998	Homicide -- Weapon Aimed with Intent but Not Malice	15
750.479a(5)	Person	C		Fleeing & Eluding -- 1st Degree	15
750.495a(3)	Person	C		Concealing Objects in Trees or Wood Products -- Causing Death	15
750.516	Person	C	1998	Stopping Train to Rob	LIFE
750.517	Person	C	1998	Boarding Train to Rob	LIFE
750.520c	Person	C	1998	Second Degree Criminal Sexual Conduct	15
750.520d	Person	C	1998	Third Degree Criminal Sexual Conduct	15
750.530.	Person	C	1998	Unarmed Robbery	15
750.531	Person	C	1998	Bank Robbery/Safebreaking	LIFE
764.1e	Pub Trst	C		Peace Officer -- False Statement in a Complaint	15

M.C.L.	Group	Class	TIS	Description	Stat Max
28.293(2)	Pub Ord	D		False Information when Applying for State ID -- Second Offense	7
257.602a(4)	Person	D		Fleeing and Eluding -- Second Degree	10
257.744a	Pub Saf	D		False Statement in Citation -- Perjury	15
257.903(3)	Property	D		Motor Vehicle Code -- False Certification -- Third Offense	15
324.51512	Pub Saf	D		Willfully Setting Forest Fires	10
333.7401(2)(a)(iv)	CS	D		Delivery or Manufacture < 50 Grams	20
333.7401(2)(d)(ii)	CS	D		Delivery or Manufacture 5-45 Kilos of Marijuana	7
333.7401(2)(f)	CS	D		Delivery or Manufacture Official or Counterfeit Prescription Form	20
333.7401(2)(g)	CS	D		Delivery or Manufacture Prescription or Counterfeit Form (other than Official)	7
333.7402(2)(a)	CS	D		Delivery or Manufacture Imitation Controlled Substance	10
400.609	Property	D		Medicaid Fraud -- Fourth Offense	10
409.122(3)	Person	D		Employment of Children in Child Sexually Abusive Activity	20
432.218	Pub Ord	D		Casino Gaming Offenses	10
436.1701(2)	Person	D		Selling Alcohol to a Minor and Causing Death	10
445.1528	Pub Trst	D		Pyramid/Chain Promotions -- Offer or Sell	7
500.4511(2)	Pub Trst	D		Insurance Fraud -- Agreement or Conspiracy to Commit	10
750.13	Person	D		Enticing Female Under 16 for Immoral Purposes	10
750.49(10)	Person	D		Fighting Animal Attacking without Provocation and Death Resulting	15
750.73	Property	D	1998	Arson of Real Property	10
750.75	Property	D		Arson of Insured Property	10
750.80.	Property	D	1998	Arson of Mines	LIFE
750.84	Person	D	1998	Assault with Intent to Do Great Bodily Harm Less Than Murder	10
750.86	Person	D	1998	Assault with Intent to Maim	10
750.87	Person	D	1998	Assault With Intent to Commit a Felony	10
750.90.	Person	D	1998	Sexual Intercourse Under Pretext of Medical Treatment	10
750.110.	Property	D		Breaking and Entering with Intent to Commit Felony or Larceny	10
750.118	Pub Trst	D		Public Officer Accepting Bribe	10
750.135	Person	D		Exposing Children with Intent to Injure or Abandon	10
750.145c(3)	Person	D	1998	Child Sexually Abusive Activity or Materials -- Distributing, Promoting or Financing	7
750.160.	Pub Ord	D		Disintering or Mutilating Dead Human Bodies	10
750.174	Property	D		Embezzlement by Agent Over \$100	10
750.175	Pub Trst	D		Embezzlement by Public Official Over \$50	10
750.180.	Property	D		Embezzlement by Financial Institutions	20
750.219a(2)(d)	Property	D		Telecommunications Fraud -- 3 or More Prior Convictions or Value over \$20,000	10
750.223(3)	Pub Ord	D		Sale of Firearm to Person Prohibited from Possessing	10
750.357	Person	D	1998	Larceny from the Person	10
750.365	Person	D		Larceny From Car or Persons Detained or Injured by Accident	20
750.397	Person	D	1998	Mayhem	10

M.C.L.	Group	Class	TIS	Description	Stat Max
750.397a	Person	D		Placing Harmful Objects in Food	10
750.411i(3)(b)	Person	D	1998	Aggravated Stalking of a Minor	10
750.411n	Pub Ord	D		Money Laundering -- 2nd Degree	10
750.411p(2)(b)	Property	D		Money Laundering -- Proceeds From Controlled Substance Offense or Other Proceeds > \$10,000	10
750.479a(4)	Person	D		Fleeing & Eluding -- 2nd Degree	10
750.479b(2)	Person	D	1998	Disarming Peace Officer -- Firearm	10
750.520g(1)	Person	D	1998	Assault with Intent to Commit Sexual Penetration	10
750.540g(1)(d)	Property	D		Telecommunications -- Diverting Value > \$20,000 or Priors	10
752.541	Pub Saf	D	1998	Riot	10
752.542	Pub Saf	D	1998	Incitement to Riot	10
752.542a	Pub Saf	D	1998	Riot in State Correctional Facilities	10
752.797(1)(d)	Property	D		Computer Fraud -- 3 or More Prior Convictions or Value Over \$20,000	10
752.1006	Property	D		Health Care Fraud -- Second Offense	20
18.366(1)	Property	E		False Presentation to Crime Victim Services Commission to Obtain More than \$100	10
21.154	Pub Trst	E		Public Officer -- Embezzlement	5
28.293(1)	Pub Ord	E		False Information when Applying for State ID	5
45.82	Pub Trst	E		County Purchasing Agent -- Violations in Awarding Bids or Contracts	5
117.25(3)	Pub Trst	E		Amendment to City Electors -- Willfully Affixing Another's Signature, False Rep	15
168.756	Pub Trst	E		Elector's False Statement Concerning Inability to Mark Ballot	5
168.757	Pub Trst	E		Election Inspector -- Unlawful Conduct	5
168.759(8)	Pub Trst	E		Forged Signature on Absentee Ballot	5
168.759b	Pub Trst	E		False Statement in Application for Emergency Absentee Ballot	5
168.761(5)	Pub Trst	E		Assisting an Absentee Voter in Making a False Statement	5
168.769(4)	Pub Trst	E		Voting both in Person and by Absentee Ballot	5
168.792a(11)	Pub Trst	E		Disclosing How Ballot Voted or Election Results Early Before Polls are Closed	5
168.792a(16)	Pub Trst	E		Disclosing Election Result or How Ballot Voted	5
168.808	Pub Trst	E		Untrue Statement by Member of Board of Inspectors	4
168.873	Pub Trst	E		Misconduct of Election Employee in Recount -- County and Local	5
168.887	Pub Trst	E		Misconduct of Election Employee in Recount	5
168.932(a)	Pub Trst	E		Bribing or Intimidating Voters	5
168.932(b)	Pub Trst	E		Ballot Tampering	5
168.932(c)	Pub Trst	E		Destroying or Falsifying Election Return or Records	5
168.932(d)	Pub Trst	E		Disclosing Votes or Obstructing Voter	5
168.932(e)	Pub Trst	E		Absentee Ballot Tampering	5
168.932(f)	Pub Trst	E		Possess Absent Voter Ballot Delivered to Another Person	5
168.932(g)	Pub Trst	E		Suggesting How a Disabled Voter Should Vote	5
168.932(h)	Pub Trst	E		Suggesting or Influencing How an Absentee Voter Should Vote	5
168.932(i)	Pub Trst	E		Organizing a Meeting where Absentee Voter Ballots are to be Voted	5

M.C.L.	Group	Class	TIS	Description	Stat Max
168.933	Pub Trst	E		False Swearing to Register or Vote	5
168.936	Pub Trst	E		Election Law -- Perjury	5
168.937	Pub Trst	E		Election Law -- Forgery	5
257.254	Property	E		Possession Stolen Vehicle Title	10
257.257(3)	Property	E		Altering or Forging Vehicle Documents -- Third Offense	15
257.329(2)	Property	E		Possession/Sale of Stolen or Counterfeit Insurance Certificates -- Second Offense	7
257.329(3)	Property	E		Possession/Sale of Stolen or Counterfeit Insurance Certificates -- Third Offense	15
257.602a(3)	Pub Saf	E		Fleeing and Eluding -- Third Degree	5
257.617	Person	E		Failure to Stop at Scene of a Serious Personal Injury Accident	5
257.625(5)	Person	E	1998	OUIL -- Causing Serious Impairment of Body Function	5
257.625(7)(d)	Pub Saf	E		OUIL -- Third Offense	5
257.902	Pub Saf	E		Motor Vehicle Code Violations	5
257.903(1)	Property	E		Motor Vehicle Code -- False Certification -- First Offense	5
257.903(2)	Property	E		Motor Vehicle Code -- False Certification -- Second Offense	7
259.183	Property	E		Aircraft -- Unlawful Taking or Tampering	5
285.279	Pub Trst	E		Falsely Obtaining Money -- Agricultural Land	10
324.80176(5)	Person	E	1998	Operating a Vessel Under the Influence Causing Long-term Incapacitating Injury	5
324.80177(1)(c)	Pub Saf	E		Operating a Vessel Under the Influence -- Third Offense	5
324.81134(6)	Pub Saf	E		Operating an ORV Under the Influence -- Third Offense	4
324.82127(5)	Person	E		Operating a Snowmobile Under the Influence Causing Long-term Incapacitating Injury	5
324.82128(1)(c)	Pub Saf	E		Operating a Snowmobile Under the Influence -- Third Offense	5
328.232	Property	E		Conversion of Funeral Contracts	5
333.2685	Person	E		Use of a Live Human Embryo, Fetus for Nontherapeutic Research	5
333.2688	Person	E		Research on Dead Embryo, Fetus without Mother's Consent	5
333.2689	Person	E		Abortion to Obtain Embryo	5
333.2690.	Person	E		Sale or Delivery of Fetus or Embryo	5
333.7401(2)(b)	CS	E		Delivery or Manufacture Schedule 1/2/3 except Marijuana	7
333.7402(2)(b)	CS	E		Delivery or Manufacture Imitation Controlled Substance Schedule 1/2/3	5
333.17766a(3)	CS	E		Delivery or Manufacture of Steroids	7
400.606	Property	E		Medicaid Fraud -- Conspiracy	10
409.122(2)	Person	E		Employment of Children During Certain Hours -- Third Offense	10
426.106	Property	E		Marking of Logs and Timber -- Forging	5
438.41	Property	E		Criminal Usury	5
442.219	Pub Trst	E		Sales -- False Statement	5
443.50.	Pub Trst	E		Issuing Warehouse Receipt for Goods Not Received	5
443.52	Pub Trst	E		Issuing Duplicate Warehouse Receipt Not So Marked	5
444.107	Pub Trst	E		Warehouse Certificates -- Willfully Alter or Destroy	5
445.1671	Pub Trst	E		Mortgage Brokers, Lenders -- Knowingly Giving a False Statement	15

M.C.L.	Group	Class	TIS	Description	Stat Max
451.501	Pub Trst	E		Blue Sky Laws -- Fraudulent Schemes/Statements	10
451.502	Pub Trst	E		Blue Sky Laws -- Investment Advisor/Agent Fraud	10
451.503	Pub Trst	E		Blue Sky Laws -- Make/Sell False Bullion/Certificates	10
451.601	Pub Trst	E		Blue Sky Laws -- Unregistered Broker/Dealer/Agent/Advisor	10
451.603(h)	Pub Trst	E		Blue Sky Laws -- Fail to Notify Administrator of Sanctions	10
451.604(a)(1)(J)	Pub Trst	E		Blue Sky Laws -- Various Violations	10
451.604(a)(1)(K)	Pub Trst	E		Blue Sky Laws -- Various Violations	10
451.604(a)(1)(L)	Pub Trst	E		Blue Sky Laws -- Various Violations	10
451.604(a)(1)(M)	Pub Trst	E		Blue Sky Laws -- Various Violations	10
451.604(a)(1)(N)	Pub Trst	E		Blue Sky Laws -- Various Violations	10
451.604(a)(1)(O)	Pub Trst	E		Blue Sky Laws -- Various Violations	10
451.604(a)(1)(P)	Pub Trst	E		Blue Sky Laws -- Various Violations	10
451.604(a)(1)(Q)	Pub Trst	E		Blue Sky Laws -- Various Violations	10
451.604(a)(1)(R)	Pub Trst	E		Blue Sky Laws -- Various Violations	10
451.604(a)(1)(S)	Pub Trst	E		Blue Sky Laws -- Various Violations	10
451.604(a)(1)(V)	Pub Trst	E		Blue Sky Laws -- Various Violations	10
451.604(a)(1)(W)	Pub Trst	E		Blue Sky Laws -- Various Violations	10
451.604(a)(1)(X)	Pub Trst	E		Blue Sky Laws -- Various Violations	10
451.604(a)(1)(Y)	Pub Trst	E		Blue Sky Laws -- Various Violations	10
451.604(a)(1)(Z)	Pub Trst	E		Blue Sky Laws -- Various Violations	10
451.701	Pub Trst	E		Blue Sky Laws -- Offer/Sell Unregistered Securities	10
451.802	Pub Trst	E		Blue Sky Laws -- Unlawfully Selling Securities	10
451.804	Pub Trst	E		Blue Sky Laws -- Willful False Statements	10
451.805(b)	Pub Trst	E		Blue Sky Laws -- False Representation of Administrative Approval	10
451.806(b)	Pub Trst	E		Blue Sky Laws -- Improper Disclose By Cor. & Sec. Bur. Employee	10
483.226	Pub Trst	E		Officer of a Pipeline Company -- Intent to Defraud -- Stock	10
487.1505(6)	Pub Trst	E		BIDCO Act -- Knowingly Receiving Money or Property at an Interest Rate > 25%	5
500.1325(3)	Pub Trst	E		Insurance Code -- Knowingly Misrepresenting False Financial Condition	5
500.7034(2)	Pub Trst	E		Officer of a MEWA Knowingly Receive Valuables for Sale Property or Loan	10
500.8197(3)	Property	E		Consolidation Merger -- Compensation Otherwise than Expressed in Contract	5
554.836	Property	E		Real and Property -- Living Care Disclosure Act	7
565.827	Pub Trst	E		Land Sales Act -- False or Fraudulent Statement	10
600.908(8)	Pub Trst	E		Immunity to Witness -- Committing Perjury	15
600.2136	Pub Trst	E		Library Record, Book, Paper -- False Certification in Court	15
600.8813	Pub Trst	E		Law Enforcement Officer -- Knowingly Making False Statement in a Citation	15
711.1(8)	Pub Trst	E		Intentional False Statement in Petition for Name Change	15
722.675	Pub Ord	E		Distributing Obscene Matter to Children	2
722.857	Person	E		Surrogate Parenting Act -- Contracts Involving Minors, Mentally Retarded, etc.	5

M.C.L.	Group	Class	TIS	Description	Stat Max
722.859(3)	Person	E		Surrogate Parenting Act -- Contracts For Compensation	5
750.50c(5)	Pub Ord	E		Killing or Causing Serious Physical Harm to Law Enforcement Animal	5
750.100.	Pub Trst	E		Banks -- Conducting Business When Insolvent	5
750.101	Pub Trst	E		Violating Financial Institutions Act	5
750.111	Property	E		Entering without Breaking with Intent to Commit Felony or Larceny	5
750.116	Property	E		Possession of Burglar's Tools	10
750.145o	Person	E		Death of Vulnerable Adult Caused by Unlicensed Caretaker	5
750.145p(5)	Person	E		Vulnerable Adult -- Caregiver Violations -- Second Offense	5
750.157b(3)(a)	Pub Ord	E		Solicitation of Felony Punishable by Life or 5 or More Years	5
750.158	Pub Ord	E		Sodomy	15
750.171	Person	E		Duelling	10
750.176	Pub Trst	E		Embezzlement by Administrator/Executor/Guardian	10
750.181	Property	E		Embezzlement of Jointly Held Property Over \$100	10
750.183	Pub Saf	E		Aiding Escaping Prisoner	7
750.193	Pub Saf	E		Escape from Prison	5
750.204	Pub Saf	E	1998	Sending Explosives with Intent to Injure Persons	5
750.210.	Pub Saf	E	1998	Possession of Bombs with Unlawful Intent	5
750.211	Pub Saf	E	1998	Manufacture of Explosives with Unlawful Intent	5
750.218	Property	E		False Pretenses over \$100	10
750.219a(2)(c)	Property	E		Telecommunications Fraud -- 2 Prior Convictions or Value between \$1,000-\$20,000	5
750.224	Pub Saf	E		Manufacture or Sale of Silencer, Bomb, Blackjack, Automatic Weapon, Gas Spray, etc.	5
750.224a(1)	Pub Saf	E		Weapons -- Dangerous Weapon - Silencer, Bomb, Blackjack, Gas Spray, etc.	5
750.224b	Pub Saf	E		Possession of Short Barreled Shotgun or Rifle	5
750.224f	Pub Saf	E		Possession or Sale of Firearm by Felon	5
750.226	Pub Saf	E		Carrying Firearm or Dangerous Weapon with Unlawful Intent	5
750.227	Pub Saf	E		Carrying a Concealed Weapon	5
750.248	Property	E		Forgery	14
750.249	Property	E		Uttering and Publishing Forged Records	14
750.250.	Property	E		Forgery of Treasury Notes	7
750.251	Property	E		Forgery of Bank Bills	7
750.252	Property	E		Possessing Counterfeit Notes	7
750.254	Property	E		Possession of Counterfeit Notes or Bills	5
750.255	Property	E		Possession of Counterfeiting Tools	10
750.260.	Property	E	1998	Counterfeiting Coins or Possession of 5 or More Counterfeit Coins	LIFE
750.261	Property	E		Possession of 5 or Fewer Counterfeit Coins	10
750.262	Property	E		Manufacture or Possession of Tools to Counterfeit Coins	10
750.263(3)	Property	E		Delivery, Use, or Display of Items w/Counterfeit Mark -- Subsequent Offense or Over \$1000 or 100 I	5
750.263(4)	Property	E		Manufacturing Items with Counterfeit Mark	5

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M.C.L.	Group	Class	TIS	Description	Stat Max
750.271	Property	E		Fraudulently Issuing or Selling Domestic Securities	10
750.273	Property	E		Obtaining Signature to Financial Document with Intent to Defraud	10
750.274	Property	E		Fraud -- Purchasing/Collecting on Fraudulent Financial Document	10
750.280	Property	E		Gross Frauds/Cheats at Common Law	10
750.300a(1)(b)	Property	E		Food Stamp Fraud -- More Than \$250 to \$1,000	5
750.300a(1)(b)	Property	E		Food Stamp Fraud -- More Than \$250 to \$1,000 -- Second Offense	10
750.300a(1)(c)	Property	E		Food Stamp Fraud -- Over \$1,000	10
750.356	Property	E		Larceny over \$100	5
750.357b	Property	E		Larceny -- Stealing Firearms of Another	5
750.362	Property	E		Larceny by Conversion over \$100	5
750.363	Property	E		Larceny by False Personation over \$100	5
750.367b	Property	E		Airplanes -- Taking Possession	5
750.377c	Property	E		School Bus -- Intentional Damage	5
750.386	Property	E		Malicious Destruction of Mine Property	20
750.392	Property	E		Malicious Destruction of Property -- Vessels	10
750.405	Pub Saf	E		Inciting Soldiers to Desert	5
750.406	Pub Saf	E		Military Stores -- Larceny, Embezzlement or Destruction	5
750.411h(2)(b)	Person	E		Stalking of a Minor	5
750.411m	Pub Ord	E		Money Laundering -- 3rd Degree	5
750.411p(2)(c)	Property	E		Money Laundering -- Transactions Involving Represented Proceeds	5
750.413	Property	E		Unlawful Driving Away of an Automobile	5
750.423	Pub Trst	E		Perjury	15
750.424	Pub Trst	E		Subornation of Perjury	15
750.425	Pub Trst	E		Inciting or Procuring Perjury	5
750.436(1)	Person	E		Poisoning Food/Drink/Wells	5
750.452	Pub Ord	E		Keeping a House of Prostitution	5
750.479a(3)	Pub Saf	E		Fleeing & Eluding -- 3rd Degree	5
750.505	Pub Ord	E		Common Law Offenses	5
750.512	Property	E		Uncoupling Railroad Cars	10
750.520g(2)	Person	E	1998	Assault with Intent to Commit Sexual Contact	5
750.535	Property	E		Receiving or Concealing Stolen Property over \$100	5
750.535a	Pub Ord	E		Operating a Chop Shop	5
750.535b	Pub Saf	E		Stolen Firearms or Ammunition	10
750.540f(2)	Property	E		Telecommunications & Computer -- Knowingly Publishing Counterfeit Devices -- 2nd Convi	5
750.540g(1)(c)	Property	E		Telecommunications -- Diverting Value \$1,000 - \$\$20,000 or Priors	5
750.545	Pub Ord	E		Misprision of Treason	5
752.797(1)(c)	Property	E		Computer Fraud -- 2 Prior Convictions or Value between \$1,000 and \$20,000	5
800.281(4)	Pub Saf	E		Prisoner Possessing Contraband	5

M.C.L.	Group	Class	TIS	Description	Stat Max
800.283(1)	Pub Saf	E		Furnishing Weapon to Prisoner in Prison	5
800.283(2)	Pub Saf	E		Prisons -- Knowledge of a Weapon in a Correctional Facility	5
800.283(3)	Pub Saf	E		Bringing Weapon into Prison	5
800.283(4)	Pub Saf	E		Prisoner Possessing Weapon	5
333.5210.	Person	F		AIDS -- Sexual Penetration With Uninformed Partner	4
333.5661	Person	F		Fraud Resulting in Patient Death	4
333.7401(2)(c)	CS	F		Delivery or Manufacture Schedule 4	4
333.7401(2)(d)(iii)	CS	F		Delivery or Manufacture < 5 Kilos or 20 Plants of Marijuana	4
333.7402(2)(c)	CS	F		Delivery or Manufacture Imitation Controlled Substance Schedule 4	4
333.7407(1)(f)	CS	F		Disclosing or Obtaining Prescription Information	4
333.7407(1)(g)	CS	F		Possession of Counterfeit Prescription Form	4
333.10204(1)	Pub Ord	F		Transferring a Human Organ for Valuable Consideration	4
333.13738(2)	Pub Saf	F		Waste Disposal Violations -- Second Offense	5
333.13738(3)	Pub Saf	F		Disposing of Waste -- Indifference to Human Life	2
333.16170(3)	Pub Trst	F		False Representation -- Health Professional Recovery Program	4
333.16294	Pub Saf	F		Health Profession -- Unauthorized Practice	4
333.17766a(2)(a)	CS	F		Possession of Steroids -- Second Offense	4
333.20142(5)	Pub Trst	F		False Statement -- Application Licensure Health Facility	4
388.936	Pub Trst	F		Knowingly Making False Statement -- School District Loans	4
388.962	Pub Trst	F		Knowingly Making False Statement -- School District Loans	4
400.713(13)	Pub Saf	F		Adult Foster Care -- Unlicensed Facility -- Second or Subsequent Violation	5
400.722(4)	Pub Saf	F		Adult Foster Care -- Maintaining Operation after Refusal of Licensure	5
462.353(5)	Pub Saf	F		Operating a Locomotive -- Under the Influence	4
500.4511(1)	Pub Trst	F		Insurance Code -- Fraudulent Insurance Act	4
570.1110.	Property	F		Contractor -- False Sworn Statements Over \$100	4
710.54(11)	Pub Trst	F		Offer to Give Other Consideration -- Adoption -- Subsequent Violation	4
710.55(1)	Pub Trst	F		Adoption -- Persons Not Authorized Placing Child -- Subsequent Violation	4
710.69	Person	F		Michigan Adoption Law -- Second Offense	4
722.633(5)(b)	Person	F		Intentional False Report of Child Abuse Constituting a Felony	4
750.49(2)(a)	Pub Ord	F		Fighting Animals or Providing Facilities for Animal Fights	4
750.49(2)(b)	Pub Ord	F		Fighting Animals or Providing Facilities for Animal Fights	4
750.49(2)(c)	Pub Ord	F		Fighting Animals or Providing Facilities for Animal Fights	4
750.49(2)(d)	Pub Ord	F		Fighting Animals or Providing Facilities for Animal Fights	4
750.49(2)(e)	Pub Ord	F		Organizing or Promoting Animal Fights	4
750.49(2)(g)	Pub Ord	F		Breeding or Selling Fighting Animals	4
750.49(2)(h)	Pub Ord	F		Selling or Possessing Equipment for Animal Fights	4
750.49(9)	Person	F		Inciting Fighting Animal to Attack	4
750.50(4)	Pub Ord	F		Animal Neglect or Cruelty -- 3rd or Subsequent Offense	4

M.C.L.	Group	Class	TIS	Description	Stat Max
750.50b(2)	Property	F		Killing or Torturing Animals	4
750.74	Person	F		Arson of Personal Property Greater Than \$50	4
750.77	Person	F		Preparing to Burn Personal Property Greater than \$50	4
750.78	Pub Saf	F		Arson of Woods and Prairies	4
750.79	Pub Saf	F		Violating Township Rules Concerning Clearing of Land and Burning	4
750.82(1)	Person	F	1998	Felonious Assault	4
750.82(2)	Person	F	1998	Felonious Assault -- Weapon-Free School Zone	4
750.104	Property	F		Fitting Boat With Intent to Destroy	4
750.117	Pub Trst	F		Bribing Public Officer	4
750.119	Pub Trst	F		Bribing Jurors and Others	4
750.120.	Pub Trst	F		Jurors and Others Accepting Bribes	4
750.121	Pub Trst	F		Bribing Public Officers to Influence Contract	4
750.136b(f)(3)	Person	F		Child Abuse -- 2nd Degree	4
750.145b	Person	F		Accosting Children for Immoral Purposes -- Second Offense	4
750.145n(2)	Person	F		Vulnerable Adult Abuse -- 2nd Degree	4
750.149	Pub Saf	F		Concealing an Offense Punishable by Life	4
750.164	Pub Ord	F		Desertion to Escape Prosecution	4
750.165	Pub Ord	F		Failing to Pay Support and Leaving State	4
750.186a(1)	Pub Saf	F		Escape from a Juvenile Facility	4
750.195(2)	Pub Saf	F		Escape From a Felony Jail Sentence	4
750.197(2)	Pub Saf	F		Escape while Awaiting Trial for Felony	4
750.197c	Pub Saf	F		Escape from Jail Through Violence	4
750.199a	Pub Ord	F		Absconding on or Forfeiting Bond	4
750.200.	Pub Saf	F		Explosives -- Transport by Common Carriers	4
750.201	Pub Saf	F		Transportation of Concussion or Friction Type Explosives	4
750.202	Pub Saf	F		Shipping Explosives With False Markings or Invoice	4
750.204a	Pub Saf	F	1998	Sending or Transporting Imitation Explosive Device with Malicious Intent	4
750.205a	Pub Saf	F	1998	Intimidation or Harassment by Device Represented as an Explosive	4
750.209	Pub Saf	F		Placing Foul or Offensive Substance to Alarm	4
750.211a	Pub Saf	F	1998	Possessing or Manufacturing Device Designed to Explode upon Impact or Heating	4
750.223(2)	Pub Saf	F		Sale of Firearm to Minor -- Second Offense	4
750.224a	Pub Saf	F		Possession or Sale of Electrical Current Weapons	4
750.224c	Pub Saf	F		Armor Piercing Ammunition	4
750.224e.	Pub Saf	F		Manufacture/Sale/Possession of Devices to Convert Semiautomatic Weapons	4
750.227a	Pub Saf	F		Unlawful Possession of Pistol	4
750.227f	Pub Saf	F		Wearing Body Armor During Commission of Violent Crime	4
750.234a	Pub Saf	F		Discharging Firearm from Vehicle	4
750.234b	Pub Saf	F		Discharging Firearm in or at a Building	4

M.C.L.	Group	Class	TIS	Description	Stat Max
750.234c	Pub Saf	F		Discharging Firearm at Emergency/Police Vehicle	4
750.237a(1)	Pub Saf	F		Weapon-Free School Zones -- General Felony Violations	Variable
750.241(1)	Pub Saf	F		Obstructing Firefighter	4
750.241(3)	Pub Saf	F		Obstructing Public Service Facility Personnel in Civil Disturbance	4
750.248a	Property	F		Uttering and Publishing Financial Transaction Device	4
750.377b	Property	F		Malicious Destruction of Fire/Police Property	4
750.378	Property	F		Malicious Destruction of Property -- Dams/Canals/Mills	4
750.379	Property	F		Malicious Destruction of Property -- Bridges/Railroads/Locks	4
750.380.	Property	F		Malicious Destruction of Building over \$100	4
750.383a	Property	F		Malicious Destruction of Utility Equipment	4
750.411a(1)(b)	Pub Ord	F		False Report of a Felony	4
750.411a(2)	Pub Ord	F		False Report of a Bombing or Threat to Bomb	4
750.479b(1)	Person	F	1998	Disarming Peace Officer -- Nonfirearm	4
750.480.	Pub Trst	F		Public Officers -- Refusing to Turn Over Books/Money to Successor	4
750.495a(2)	Person	F		Concealing Objects in Trees or Wood Products -- Causing Injury	4
750.528	Pub Saf	F		Destroying Dwelling House or Other Property	4
750.528a	Pub Saf	F		Civil Disorders -- Firearms/Explosives	4
750.540c(3)	Property	F		Telecommunications & Computer -- Manufacture or Deliver Counterfeit Communications	4
750.552b	Property	F		Trespassing on Correctional Facility Property	4
752.1003	Property	F		Health Care Fraud -- False Claim/State, Unnecessary, Conceal Information	4
752.1004	Property	F		Health Care Fraud -- Kickbacks/Referral Fees	4
752.1027	Person	F		Assisted Suicide	4
767.4a	Pub Trst	F		Disclosing or Possessing Grand Jury Information	4
4.421(1)	Pub Trst	G		Lobbyists -- Compensation Contingent on Outcome of Action	3
4.421(2)	Pub Trst	G		Lobbyists Giving Gifts	3
28.295a(2)	Pub Ord	G		False Representation to Obtain or Misuse Personal Information -- Second Offense	7
28.422	Pub Saf	G		Pistols -- License Application Forgery	4
28.729	Pub Ord	G		Sex Offenders -- Failure to Register	4
110.28	Pub Trst	G		Fourth Class Cities -- Misappropriation of Monies or Property	3
125.1447	Property	G		Michigan State Housing Development Authority -- False Pretenses over \$100	10
168.731(4)	Pub Trst	G		Election Law -- Filing Certain False Statements	2
168.734	Pub Trst	G		Election Law -- Election Board Refusing to Provide Challenger Conveniences	2
168.932a	Pub Trst	G		Election Offenses	4
205.27(1)(a)	Pub Trst	G		Failure to File or False Tax Return or Payment	5
205.27(1)(b)	Pub Trst	G		Aiding and Abetting Tax Evasion or Filing False Returns	5
205.27(1)(c)	Pub Trst	G		Making/Permitting False Tax Returns or Payments	5
205.27(3)	Pub Trst	G		False Tax Returns/Perjury	15
205.28	Pub Trst	G		Compromising/Unauthorized Disclosure of Tax Information	5

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M.C.L.	Group	Class	TIS	Description	Stat Max
205.28(1)(e)	Pub Trst	G		State Employee Compromising Taxes	5
205.28(1)(f)	Pub Trst	G		Unauthorized Disclosure of Tax Information	5
205.428(2)	Pub Trst	G		Tobacco Products Tax Act Violations	5
207.118a	Pub Ord	G		Gasoline Tax -- Embezzlement Over \$100	10
207.119	Pub Trst	G		Gasoline or Motor Fuel Violation	4
207.127c	Pub Ord	G		Taxes -- Diesel Fuel Tax -- Embezzlement Over \$100	10
207.754(3)	Pub Trst	G		State Treasurer -- Municipality Tax -- Divulging Confidential Information	5
257.233a(7)	Pub Ord	G		Odometer Tampering	5
257.257(1)	Property	G		Altering or Forging Vehicle Documents -- First Offense	5
257.257(2)	Property	G		Altering or Forging Vehicle Documents -- Second Offense	7
257.329(1)	Property	G		Possession/Sale of Stolen or Counterfeit Insurance Certificates	5
257.602a(2)	Pub Saf	G		Fleeing and Eluding -- Fourth Degree	2
257.625n(10)	Pub Ord	G		Disposing of Vehicle to Avoid Forfeiture	4
259.185(8)	Pub Saf	G		Aircraft -- OUIL -- Third Offense	5
286.455(2)	Pub Saf	G		Agriculture -- Hazardous Substance	5
287.323(2)	Person	G		Dangerous Animal Causing Serious Injury	4
287.744(1)	Pub Ord	G		Animal Industry Act Violations	5
287.855	Pub Saf	G		Agriculture -- Contaminating Livestock/False Statement/Violation of Quarantine	5
288.223	Pub Saf	G		Sale or Labeling of Oleomargarine Violations	3
288.257	Pub Saf	G		Margarine Violations	3
288.433(1)	Pub Saf	G		Agriculture -- Contaminates/False Statement/Violation of Quarantine	4
290.629(1)	Person	G		Weights & Measures -- Assaults Enforcement Officer	2
290.631(3)	Pub Trst	G		Weights & Measures	5
290.650.	Person	G		Motor Fuels -- Assaulting/Obstructing Director or Authorized Representative	2
324.1608	Person	G		Resisting and Obstructing Conservation Officer	2
324.5531(5)	Pub Saf	G		Knowingly Releasing Pollutants -- Causing Death or Serious Bodily Injury	6
324.8905(3)	Pub Saf	G		Infectious Waste/Pathological Waste/Sharps -- Littering Violation -- Second Offense	5
324.11151(3)	Pub Saf	G		Hazardous Waste Violation -- Extreme Indifference for Human Life	5
324.21324(1)	Pub Saf	G		Underground Storage Tanks -- False or Misleading Information	5
324.31525	Person	G		NREPA -- Imminent Danger of Death or Serious Injury -- Subsequent Offense	2
324.40118(11)	Pub Ord	G		Wildlife Conservation -- Buying Selling Protected Animals -- Subsequent Offense	4
324.61511	Pub Trst	G		False Affidavit Under NREPA	5
324.61521(1)	Pub Trst	G		Evading Rule Under NREPA	3
324.76107(4)	Pub Trst	G		Recovering Abandoned Property in Great Lakes without Permit	2
324.80130d(2)	Pub Ord	G		False Representation to Obtain Personal Information -- Second Offense	7
324.80172	Person	G		Negligent Crippling or Homicide by Vessel	2
324.80173	Person	G		Felonious Operation of a Vessel	2
324.80319a(2)	Pub Ord	G		False Representation to Obtain Personal Information -- Second Offense	7

M.C.L.	Group	Class	TIS	Description	Stat Max
324.81120(2)	Pub Ord	G		False Representation to Obtain Personal Information -- Second Offense	7
324.82160(2)	Pub Ord	G		False Representation to Obtain Personal Information -- Second Offense	7
333.2835(9)	Pub Trst	G		Disclosing Confidential Information -- Abortion	3
333.7341(8)	CS	G		Delivery or Manufacture or Imitation Controlled Substance	2
333.7401(2)(e)	CS	G		Delivery or Manufacture Schedule 5	2
333.7402(2)(d)	CS	G		Delivery or Manufacture Imitation Controlled Substance Schedule 5	2
333.7403(2)(a)(iv)	CS	G		Possession 25-49 Grams	4
333.7403(2)(a)(v)	CS	G		Possession of <25 Grams	4
333.7403(2)(b)	CS	G		Possession Certain Schedule 1/2/3/4 or Analogue	2
333.7405(a)	CS	G		Controlled Substance Violations by Licensee	2
333.7405(b)	CS	G		Manufacturing or Distribution Violations by Licensee	2
333.7405(c)	CS	G		Refusing Lawful Inspection	2
333.7405(d)	CS	G		Maintaining Drug House	2
333.7407(1)(a)	CS	G		Controlled Substance Violations by Licensee	4
333.7407(1)(b)	CS	G		Use of Fictitious, Revoked, or Suspended License Number	4
333.7407(1)(c)	CS	G		Obtaining Controlled Substance by Fraud	4
333.7407(1)(d)	CS	G		False Reports under Controlled Substance Article	4
333.7407(1)(e)	CS	G		Possession of Counterfeiting Implements	4
333.7407(2)	CS	G		Refusing to Furnish Records under Controlled Substance Article	4
333.17766a(4)	CS	G		Delivery of Imitation Steroids	7
333.17766c(2)	CS	G		Possession > 10 Grams Ephedrine	2
333.21792	Pub Trst	G		Nursing Homes -- Referral Fees/Bribing Officials/Accepting Bribes	4
400.603	Pub Trst	G		Medicaid Fraud -- False Statement in Benefit/Concealing Information	4
400.604	Pub Trst	G		Medicaid Fraud -- Kickback/Referral Fees	4
400.605	Pub Trst	G		Medicaid Fraud -- False Statement Regarding Institutions	4
400.607	Pub Trst	G		Medicaid Fraud -- False Claim/Medically Unnecessary	4
408.1035(5)	Pub Saf	G		MIOSHA Violation -- Second Offense	3
408.1035a(5)	Pub Saf	G		MIOSHA -- Violations/Writs of Mandamus/Assaults -- Second Offense	3
409.122(2)	Person	G		Employment of Children During Certain Hours -- Second Offense	2
421.54(a)(ii)(C)	Property	G		Unemployment Comp. Fraud -- Failure to Comply with Act/Rule Over \$100,000	5
421.54a	Property	G		Unemployment Comp. Fraud -- False Statement as Condition of Employment	10
421.54b(b)(ii)	Property	G		Unemployment Comp. Fraud -- Conspiracy with Loss Over \$25,000	5
421.54c(b)(iii)	Property	G		Unemployment Comp. Fraud -- Embezzlement of \$100,000 or More	5
431.257	Pub Trst	G		Racing, Boxing & Exhibition Racing	2
431.307(8)	Pub Trst	G		Horse Racing -- Testifying Falsely To Commissioner While Under Oath	4
431.330(4)	Pub Trst	G		Horse Racing -- Administering a Drug that Could Affect Racing Condition	5
431.332	Pub Trst	G		Horse Racing -- Influencing or Attempting to Influence Result of Race	5
432.30.	Property	G		Lottery -- Forgery of Tickets	5

M.C.L.	Group	Class	TIS	Description	Stat Max
440.9307(4)	Property	G		Farming -- Illegal Sale of Secured Products	3
445.1505	Pub Trst	G		Franchise Investment Law -- Fraudulent Filing/Offers	7
445.1508	Pub Trst	G		Franchise Investment Law -- Sale Without Proper Disclosure	7
445.1513	Pub Trst	G		Franchise Investment Law -- Illegal Offers/Sales	7
445.1520.	Pub Trst	G		Franchise Investment Law -- Keeping Records	7
445.1521	Pub Trst	G		Franchise Investment Law -- False Representation	7
445.1523	Pub Trst	G		Franchise Investment Law -- False Statements of Material Fact	7
445.1525	Pub Trst	G		Franchise Investment Law -- False Advertising	7
451.319	Pub Trst	G		Securities, Real Estate, and Debt Management -- Violation	2
500.5252(4)	Property	G		Insurance -- Improper Personal Interest in Transactions	5
565.371	Property	G		Fraudulent Conveyances -- Recording with Intent to Deceive	3
570.152	Property	G		Contractor -- Fraudulent Use of Building Contract Fund	3
570.1207	Property	G		Construction Liens -- False Information	4
600.2907a	Property	G		Recording Documents Affecting Property without Lawful Cause	3
600.2916	Pub Saf	G		Revised Judicature Act -- Lethal Gases for Fumigation	4
600.8713	Pub Trst	G		Revised Judicature Act -- False Statement by Authorized Local Officials	15
750.14	Person	G		Abortion	4
750.50(4)	Pub Ord	G		Animal Neglect or Cruelty -- 2nd Offense	2
750.68	Property	G		Changing Brands with Intent to Steal	4
750.81(4)	Person	G		Domestic Assault -- Third Offense	2
750.81a(3)	Person	G		Aggravated Domestic Assault -- Second Offense	2
750.93	Property	G		Removing or Destroying Bonds in State Treasury	10
750.95	Property	G		Fraudulent Bank Notes	10
750.96	Property	G		Fraudulent Disposal of Bank Property	4
750.98	Pub Ord	G		Private Banking	4
750.99	Pub Trst	G		Certifying Checks Without Sufficient Funds	4
750.105	Property	G		Making False Cargo Invoice for Boat	4
750.106	Property	G		Boats -- Making or Procuring False Protest	4
750.124	Pub Trst	G		Bribing Athletes	4
750.136b(f)(4)	Person	G		Child Abuse -- 3rd Degree	2
750.145n(3)	Person	G		Vulnerable Adult Abuse -- 3rd Degree	2
750.145p(1)	Person	G		Vulnerable Adult -- Commingling Funds, Obstructing Investigation, or Filing False Informati	2
750.145p(2)	Person	G		Retaliation or Discrimination by Caregiver Against Vulnerable Adult	2
750.147b	Person	G		Ethnic Intimidation	2
750.157a(d)	Pub Ord	G		Conspiracy to Commit Legal Act in Illegal Manner	5
750.157b(3)(b)	Pub Ord	G		Solicitation of Felony Punishable by Less than 5 Years	2
750.161	Pub Ord	G		Desertion/Abandonment/Non-Support	3
750.178	Property	G		Embezzlement of Mortgaged or Leased Property -- Over \$100	2

M.C.L.	Group	Class	TIS	Description	Stat Max
750.179	Property	G		Embezzlement of Railroad Tickets	4
750.182	Property	G		Embezzlement by Warehouses	4
750.190.	Pub Saf	G		Officer Receiving a Reward to Assist or Permit Escape	2
750.217b	Pub Saf	G		Impersonating Public Utility Employee	2
750.224d(2)	Person	G		Using Self-Defense Spray Device	2
750.227c	Pub Saf	G		Possession a Loaded Firearm in or upon a Vehicle	2
750.230.	Pub Saf	G		Altering ID Mark on Firearm	2
750.232a(3)	Pub Saf	G		False Statement in a Pistol Application	4
750.253	Property	G		Uttering Counterfeit Notes	5
750.266	Property	G		Counterfeiting Railroad Tickets	4
750.272	Property	G		Sale of Fraudulent Stock of Foreign Corporations	10
750.276	Property	G		Fraud -- Promise to Vendee of Grain at Fictitious Price	4
750.277	Pub Trst	G		Promise to Vendee of Grain to Sell at a Fictitious Price -- Sale and Transfer	4
750.278	Property	G		Fraud -- Warehouse Receipts	5
750.279	Property	G		Fraud -- Disposition of Exhausted Property	4
750.282	Pub Ord	G		Public Utility -- Fraudulent Use Over \$500	4
750.300.	Pub Ord	G		Animals -- Killing/Injuring to Defraud Insurance Company	2
750.300a(1)(a)	Property	G		Food Stamp Fraud -- \$250 or Less -- Second Offense	5
750.300a(1)(a)	Property	G		Food Stamp Fraud -- \$250 or Less -- Third Offense	10
750.324	Person	G		Negligent Homicide	2
750.338	Pub Ord	G		Gross Indecency Between Males	5
750.338a	Pub Ord	G		Gross Indecency Between Females	5
750.338b	Pub Ord	G		Gross Indecency Between Males and Females	5
750.356a	Property	G		Larceny from a Motor Vehicle	5
750.356b	Property	G		Breaking and Entering a Coin Telephone	4
750.357a	Property	G		Larceny of Livestock	4
750.358	Property	G		Larceny from Burning Building	5
750.360.	Property	G		Larceny in a Building	4
750.366	Property	G		Larceny of Railroad Tickets	4
750.367	Property	G		Larceny of Trees & Shrubs Over \$100	5
750.377a	Property	G		Malicious Destruction of Personal Property over \$100	4
750.387	Property	G		Malicious Destruction of Tombs & Memorials	5
750.410a	Person	G		Conspiracy to Commit a Person to State Hospital Unjustly	4
750.411b	Pub Trst	G		Excess Fees to Members of Legislature	4
750.415(2)	Property	G		Motor Vehicles -- Conceal/Misrepresent Identity with Intent to Mislead	4
750.422	Pub Trst	G	1998	Perjury -- Committed in Court/Capital Crime	LIFE
750.422	Pub Trst	G		Perjury -- Committed in Court/Noncapital Crime	15
750.439	Pub Ord	G		Polygamy	4

M.C.L.	Group	Class	TIS	Description	Stat Max
750.440.	Pub Ord	G		Polygamy -- Knowingly Entering a Prohibited Marriage	4
750.441	Pub Ord	G		Teaching or Advocating Polygamy	4
750.442	Pub Ord	G		Participating in Prizefights	4
750.443	Pub Ord	G		Prizefights -- Training	4
750.451	Pub Ord	G		Prostitution -- Various Offenses -- Third Offense	2
750.455	Pub Ord	G		Pandering	20
750.457	Pub Ord	G		Accepting Earnings of a Prostitute	20
750.479	Person	G		Resisting or Obstructing a Peace Officer	2
750.479a(2)	Pub Saf	G		Fleeing & Eluding -- 4th Degree	2
750.492a(1)(a)	Pub Trst	G		Medical Record -- Intentional Place False Information -- Health Care Provider	4
750.492a(2)	Pub Trst	G		Medical Record -- Health Care Provider Alter Conceal Injury/Death	4
750.520e	Person	G	1998	Fourth Degree Criminal Sexual Conduct	2
752.191	Pub Saf	G	1998	Felonious Driving	2
752.365(3)	Pub Ord	G		Obscenity -- Second Offense	2
752.543	Pub Saf	G		Unlawful Assembly	5
752.861	Person	G		Careless Discharge of Firearm Causing Injury or Death	2
752.881	Person	G		Reckless Use of Bow and Arrow Resulting in Injury or Death	2
752.1054(2)	Property	G		Copying Audio/Video Recordings for Gain	5
18.1268(9)	Pub Trst	H		Purposefully Submitting False Business Certification	Fine
28.295(1)(a)	Pub Ord	H		Forging State ID Card to Commit Felony	4
28.295(3)	Property	H		Using Stolen State ID Card to Commit Felony	Variable
28.295a(1)	Pub Ord	H		False Representation to Obtain or Misuse Personal Information	4
35.929	Pub Trst	H		Willful Falsification in Application for Veterans Benefits	3
35.980.	Pub Trst	H		False Statement in Application for Korean Veterans Benefits	3
35.1029	Pub Trst	H		False Statement in Application for Vietnam Veterans Benefits	3
38.412a(1)	Pub Trst	H		County Employee Providing Answers to County Civil Service Exam	1
38.516	Pub Trst	H		Fire and Police Civil Service -- Appointment or Employment Contrary to Act	2
47.8	Pub Trst	H		Payment of Claim Against County Before Audit	2
47.56	Pub Trst	H		Wayne County Treasurer Paying Claims without Appropriate Signature	2
51.364	Pub Trst	H		Appointment or Selection Contrary to Civil Service Commission Rules	2
169.254	Pub Trst	H		Campaign Finance -- Corporate Contributions	3
169.255	Pub Trst	H		Campaign Finance -- Corporate Solicitation For Certain Funds	3
169.266	Pub Trst	H		Campaign Finance -- Qualified Campaign Expenditures	3
257.1353(2)	Pub Trst	H		Motor Vehicle -- Fail to Record Material Matter -- Second Offense	2
257.1354(2)	Pub Trst	H		Motor Vehicle -- General Violations -- Second Offense	2
257.1355	Pub Trst	H		Motor Vehicle -- Fail to Record Transaction/Falsify Records	2
285.82	Pub Trst	H		Grain Dealers Act Violations	5
287.77(1)	Pub Saf	H		Agriculture -- Livestock Condemnation	4

M.C.L.	Group	Class	TIS	Description	Stat Max
287.679	Pub Ord	H		Dead Animals	1
288.284	Pub Trst	H		Selling Falsely Branded Cheese	2
290.650b(3)	Pub Trst	H		Motor Fuels Violations	2
324.2157(3)	Property	H		State Owned Property -- Damages of \$1,000 or More	180 days
324.3115(2)	Pub Saf	H		Waste Discharge Violations -- Second Offense	2
324.5531(4)	Pub Saf	H		Knowingly Releasing Pollutants	2
324.8905(2)	Pub Saf	H		Infectious Waste/Pathological Waste/Sharps -- Littering Violation	2
324.11151(2)	Pub Saf	H		Hazardous Waste Violations -- Second or Subsequent Offense	2
324.11151(3)	Pub Saf	H		Hazardous Waste Violation -- Disregard for Human Life	2
324.12116(2)	Pub Saf	H		Waste -- False Statement or Entry in a License Application	2
324.20139(3)	Pub Saf	H		Hazardous Waste -- Knowingly Releases or Causes the Release	5
324.21548(1)	Pub Trst	H		False Statement, Report, Claim, Bid, Work Invoice, or Other Request for Payment	5
324.30316(3)	Pub Saf	H		NREPA Violation -- Subsequent Offense	2
324.33939(1)	Pub Trst	H		NREPA Violation for Commercial Purposes	2
324.51120(2)	Property	H		Removing Forest Products over \$2,500	3
324.80130d(1)	Pub Ord	H		False Representation to Obtain Personal Information	4
324.80319a(1)	Pub Ord	H		False Representation to Obtain Personal Information	4
324.81120(1)	Pub Ord	H		False Representation to Obtain Personal Information	4
324.82160(1)	Pub Ord	H		False Representation to Obtain Personal Information	4
333.7403(2)(e)	CS	H		Possession of Official Prescription Form	1
400.60(2)	Property	H		Welfare -- Obtaining over \$500 by Failure to Inform	4
400.713(13)	Pub Saf	H		Adult Foster Care -- Unlicensed Facility -- First Offense	2
408.1035(5)	Pub Saf	H		MIOSHA Violation -- First Offense	1
408.1035a(5)	Pub Saf	H		MIOSHA -- Violations/Writs of Mandamus/Assaults -- First Offense	1
421.54(a)(ii)(B)	Property	H		Unemployment Comp. Fraud -- Failure to Comply with Act/Rule \$25,000-\$100,000	2
421.54(a)(iv)(B)	Property	H		Unemployment Comp. Fraud -- Willful Violation of Act/Rule Over \$100,000	2
421.54(b)(iii)(B)	Property	H		Unemployment Comp. Fraud -- False Statement or Misrepresent over \$25,000	2
421.54(b)(iii)(C)	Property	H		Unemployment Comp. Fraud -- False Statement or Misrepresentation without Actual Loss	2
421.54(d)	Property	H		Unemployment Comp. Fraud -- Disclose Confidential Information for Financial Gain	1
421.54b(b)(i)	Property	H		Unemployment Comp. Fraud -- Conspiracy with Loss of \$25,000 or Less	2
421.54b(b)(iii)	Property	H		Unemployment Comp. Fraud -- Conspiracy with No Actual Loss	2
421.54c(b)(ii)	Property	H		Unemployment Comp. Fraud -- Embezzlement of \$25,000 to Under \$100,000	2
421.54c(b)(iv)	Property	H		Unemployment Comp. Fraud -- Embezzlement with No Actual Loss	2
436.1909(3)	Pub Ord	H		Liquor Violation	1
436.1919	Pub Ord	H		Fraudulent Documents, Labels, or Stamps	1
444.13	Pub Trst	H		Warehousemen and Warehouse Receipts	2
445.487(2)	Pub Ord	H		Precious Metal and Gem Dealer Failure to Record Material Matter -- Second Offense	2
445.488(2)	Pub Ord	H		Precious Metal and Gem Dealer Violations -- Second Offense	2

M.C.L.	Group	Class	TIS	Description	Stat Max
445.489	Pub Ord	H		Precious Metal and Gem Dealer Violations	2
445.490.	Pub Ord	H		Precious Metal and Gem Dealer Failure to Obtain a Certificate of Registration	2
445.779	Pub Ord	H		Antitrust Violation	2
445.1679	Pub Trst	H		Mortgage Brokers Act -- General Violations	3
450.775	Pub Ord	H		Corporations -- Minority and Woman Owned Businesses	2
450.795	Pub Ord	H		Corporations -- Handicapper Business Opportunity Act	2
451.434	Pub Trst	H		Debt Management Act -- Licensee Violations	2
482.44	Property	H		Bills of Lading -- Issuance For Goods Not Received	5
482.46	Property	H		Bills of Lading -- Issuance of Duplicate Not So Marked	5
482.48	Property	H		Bills of Lading -- Negotiation When Goods Not in Carriers' Possession	5
482.49	Property	H		Bills of Lading -- Inducing Carrier to Issue When Goods Have Not Been Received	5
482.50.	Property	H		Bills of Lading -- Issuance of Non-Negotiable Bill Not So Marked	5
492.137(a)	Pub Trst	H		Installment Sales of Motor Vehicles	3
493.77(2)	Pub Trst	H		Regulatory Loans	3
500.1371	Pub Trst	H		Holding Companies -- Violation	2
551.6	Person	H		Marriage License -- Mental or Venereal Disease	5
750.12	Person	H		Taking a Woman With Intent to Compel Her to Marry	10
750.30.	Pub Ord	H		Adultery	4
750.32	Pub Ord	H		Cohabitation of Divorced Parties	4
750.49(2)(f)	Pub Ord	H		Attending Animal Fight	4
750.50c(7)	Pub Saf	H		Harassing or Causing Harm to Law Enforcement Animal while Committing Crime	2
750.97	Property	H		Statements Derogatory to Financial Condition of Bank	4
750.128	Pub Ord	H		Bucket Shops	2
750.131(3)(a)(iv)	Property	H		NSF Checks -- \$50 or Less -- Fourth Offense	13 month
750.131(3)(b)(iii)	Property	H		NSF Checks -- \$50 to \$200 -- Third Offense	13 month
750.131(3)(c)	Property	H		NSF Checks -- Over \$200	13 month
750.131a(1)	Property	H		No Account Checks	2
750.131a(2)	Property	H		No Account Checks -- Three within 10 days	2
750.157a(b)	Pub Ord	H		Conspiracy -- Gambling	5
750.157n(1)	Property	H		Financial Transaction Device -- Stealing, Retaining, or Using without Consent	4
750.157n(2)	Property	H		Possessing Fraudulent or Altered Financial Transaction Device	4
750.157p	Property	H		Possessing Financial Transaction Device without Permission and with Intent to Use or Sell	4
750.157q	Property	H		Delivery or Sale of Fraudulent Financial Transaction Device	4
750.157r	Property	H		Financial Transaction Device -- Forgery, Alteration, or Counterfeiting	4
750.157s	Property	H		Use of Revoked or Canceled Financial Transaction Device Over \$100	1
750.157t	Property	H		Furnishing Goods or Services to Person Committing Violation with Financial Transaction Device	4
750.157u	Property	H		Overcharging Person Using Financial Transaction Device	4
750.157v	Property	H		False Statement of Identity to Obtain Financial Transaction Device	4

M.C.L.	Group	Class	TIS	Description	Stat Max
750.157w	Property	H		Fraudulently Withdrawing or Transferring More than \$500 with Financial Transaction Device	4
750.160a	Pub Ord	H		Photographing Dead Human Bodies	2
750.177	Property	H		Embezzlement by Chattel Mortgagor Over \$100	2
750.182a	Pub Trst	H		Falsifying School Records	2
750.189	Pub Saf	H		Officer Negligently Allowing Prisoner to Escape or Refusing to Receive Prisoner	2
750.195(1)	Pub Saf	H		Escape from a Misdemeanor Jail Sentence	2
750.197(1)	Pub Saf	H		Escape while Awaiting Trial for Misdemeanor	2
750.210a	Pub Saf	H		Sale of Valerium	5
750.249a	Property	H		Molds or Dies to Forge Financial Transaction Device	4
750.303	Pub Ord	H		Gambling	2
750.313	Pub Ord	H		Gambling -- Stocks/Bonds/Commodities	2
750.332	Property	H		Entering Horse in Race Under False Name	4
750.348	Pub Saf	H		Inciting Indians to Violate a Treaty	4
750.350a	Person	H		Kidnapping -- Custodial Interference	1
750.356c	Property	H		Retail Fraud -- First Degree	2
750.361	Property	H		Trains -- Stealing/Maliciously Removing Parts	2
750.362a	Property	H		Larceny of Rental Property	2
750.372	Pub Ord	H		Running or Allowing Lottery	2
750.373	Pub Ord	H		Selling or Possessing Lottery Tickets	2
750.374	Pub Ord	H		Lottery -- Second Offense	4
750.411/	Pub Ord	H		Money Laundering -- 4th Degree	2
750.414	Property	H		Unlawful Use of an Automobile	2
750.417	Property	H		Motor Vehicle -- Mortgaged -- Removal From State	4
750.418	Property	H		Removing a Vehicle Out of State without Vendor's Consent	4
750.420.	Pub Saf	H		Motor Vehicle -- Equipping to Release Smoke/Gas	4
750.421	Pub Saf	H		Motor Vehicle -- Designed for Attack	5
750.421b	Pub Saf	H		Hinder Transport of Farm/Commercial Products -- Second Offense	2
750.436(3)	Pub Saf	H		Poison -- Malicious False Statement of Poisoning	2
750.479a(6)	Person	H		Assaulting Peace Officer	2
750.488	Pub Trst	H		Public Officers -- State Official -- Retaining Fees	2
750.490.	Pub Trst	H		Public Money -- Safekeeping	2
750.491	Pub Trst	H		Public Records -- Removal/Mutilation/Destruction	2
750.513	Property	H		Issuing Fraudulent Railroad Securities	10
750.514	Property	H		Seizing Locomotive With Mail Car	10
750.532	Person	H		Seduction	5
750.539c	Pub Ord	H		Eavesdropping	2
750.539d	Pub Ord	H		Installing Eavesdropping Device	2
750.539e	Pub Ord	H		Divulging Information Obtained by Eavesdropping	2

M.C.L.	Group	Class	TIS	Description	Stat Max
750.539f	Pub Ord	H		Manufacture or Possession of Eavesdropping Device	2
750.540.	Pub Ord	H		Tapping or Cutting Telephone Lines	2
752.701	Property	H		Destruction or Removal of Timber	1
752.802	Property	H		Vending Machines -- Manufacture/Sale of Slugs	5
752.811	Property	H		Breaking and Entering a Coin Operated Device	3
752.1005	Property	H		Health Care Fraud -- Conspiracy	10
800.281(1)	Pub Saf	H		Furnishing Prisoner with Contraband	5
800.281(2)	Pub Saf	H		Furnishing Prisoner with Contraband Outside	5
800.281(3)	Pub Saf	H		Bringing Contraband into Prisons	5
333.7410.	CS	SPEC		Controlled Substance Delivery or Distribution to Minors or Students	Variable
333.7413(2)	Pub Trst	SPEC		Subsequent Controlled Substance Violations	Variable
333.7413(3)	Pub Trst	SPEC		Subsequent Controlled Substance Violations	Variable
333.7416(1)(a)	CS	SPEC		Recruiting or Inducing a Minor to Commit a Controlled Substance Felony	Variable
750.157a(a)	Pub Saf	SPEC		Conspiracy	Variable
750.157c	Person	SPEC		Inducing Minor to Commit a Felony	Variable
750.188	Pub Ord	SPEC		Voluntarily Suffering Prisoner to Escape	Variable
750.367a	Property	SPEC		Larceny of Rationed Goods	Variable

M.C.L.	Group	Class	TIS	Description	Stat Max
4.421(1)	Pub Trst	G		Lobbyists -- Compensation Contingent on Outcome of Action	3
4.421(2)	Pub Trst	G		Lobbyists Giving Gifts	3
18.366(1)	Property	E		False Presentation to Crime Victim Services Commission to Obtain More than \$100	10
18.1268(9)	Pub Trst	H		Purposefully Submitting False Business Certification	Fine
21.154	Pub Trst	E		Public Officer -- Embezzlement	5
28.293(1)	Pub Ord	E		False Information when Applying for State ID	5
28.293(2)	Pub Ord	D		False Information when Applying for State ID -- Second Offense	7
28.293(3)	Pub Ord	C		False Information when Applying for State ID -- Third or Subsequent Offense	15
28.295(1)(a)	Pub Ord	H		Forging State ID Card to Commit Felony	4
28.295(3)	Property	H		Using Stolen State ID Card to Commit Felony	Variable
28.295a(1)	Pub Ord	H		False Representation to Obtain or Misuse Personal Information	4
28.295a(2)	Pub Ord	G		False Representation to Obtain or Misuse Personal Information -- Second Offense	7
28.295a(3)	Pub Ord	C		False Representation to Obtain or Misuse Personal Information -- Third or Subsequent Offense	15
28.422	Pub Saf	G		Pistols -- License Application Forgery	4
28.729	Pub Ord	G		Sex Offenders -- Failure to Register	4
35.929	Pub Trst	H		Willful Falsification in Application for Veterans Benefits	3
35.980.	Pub Trst	H		False Statement in Application for Korean Veterans Benefits	3
35.1029	Pub Trst	H		False Statement in Application for Vietnam Veterans Benefits	3
38.412a(1)	Pub Trst	H		County Employee Providing Answers to County Civil Service Exam	1
38.516	Pub Trst	H		Fire and Police Civil Service -- Appointment or Employment Contrary to Act	2
45.82	Pub Trst	E		County Purchasing Agent -- Violations in Awarding Bids or Contracts	5
47.8	Pub Trst	H		Payment of Claim Against County Before Audit	2
47.56	Pub Trst	H		Wayne County Treasurer Paying Claims without Appropriate Signature	2
51.364	Pub Trst	H		Appointment or Selection Contrary to Civil Service Commission Rules	2
110.28	Pub Trst	G		Fourth Class Cities -- Misappropriation of Monies or Property	3
117.25(3)	Pub Trst	E		Amendment to City Electors -- Willfully Affixing Another's Signature, False Rep	15
125.1447	Property	G		Michigan State Housing Development Authority -- False Pretenses over \$100	10
168.731(4)	Pub Trst	G		Election Law -- Filing Certain False Statements	2
168.734	Pub Trst	G		Election Law -- Election Board Refusing to Provide Challenger Conveniences	2
168.756	Pub Trst	E		Elector's False Statement Concerning Inability to Mark Ballot	5
168.757	Pub Trst	E		Election Inspector -- Unlawful Conduct	5
168.759(8)	Pub Trst	E		Forged Signature on Absentee Ballot	5
168.759b	Pub Trst	E		False Statement in Application for Emergency Absentee Ballot	5
168.761(5)	Pub Trst	E		Assisting an Absentee Voter in Making a False Statement	5
168.769(4)	Pub Trst	E		Voting both in Person and by Absentee Ballot	5
168.792a(11)	Pub Trst	E		Disclosing How Ballot Voted or Election Results Early Before Polls are Closed	5
168.792a(16)	Pub Trst	E		Disclosing Election Result or How Ballot Voted	5

M.C.L.	Group	Class	TIS	Description	Stat Max
168.808	Pub Trst	E		Untrue Statement by Member of Board of Inspectors	4
168.873	Pub Trst	E		Misconduct of Election Employee in Recount -- County and Local	5
168.887	Pub Trst	E		Misconduct of Election Employee in Recount	5
168.932(a)	Pub Trst	E		Bribing or Intimidating Voters	5
168.932(b)	Pub Trst	E		Ballot Tampering	5
168.932(c)	Pub Trst	E		Destroying or Falsifying Election Return or Records	5
168.932(d)	Pub Trst	E		Disclosing Votes or Obstructing Voter	5
168.932(e)	Pub Trst	E		Absentee Ballot Tampering	5
168.932(f)	Pub Trst	E		Possess Absent Voter Ballot Delivered to Another Person	5
168.932(g)	Pub Trst	E		Suggesting How a Disabled Voter Should Vote	5
168.932(h)	Pub Trst	E		Suggesting or Influencing How an Absentee Voter Should Vote	5
168.932(i)	Pub Trst	E		Organizing a Meeting where Absentee Voter Ballots are to be Voted	5
168.932a	Pub Trst	G		Election Offenses	4
168.933	Pub Trst	E		False Swearing to Register or Vote	5
168.936	Pub Trst	E		Election Law -- Perjury	5
168.937	Pub Trst	E		Election Law -- Forgery	5
169.254	Pub Trst	H		Campaign Finance -- Corporate Contributions	3
169.255	Pub Trst	H		Campaign Finance -- Corporate Solicitation For Certain Funds	3
169.266	Pub Trst	H		Campaign Finance -- Qualified Campaign Expenditures	3
205.27(1)(a)	Pub Trst	G		Failure to File or False Tax Return or Payment	5
205.27(1)(b)	Pub Trst	G		Aiding and Abetting Tax Evasion or Filing False Returns	5
205.27(1)(c)	Pub Trst	G		Making/Permitting False Tax Returns or Payments	5
205.27(3)	Pub Trst	G		False Tax Returns/Perjury	15
205.28	Pub Trst	G		Compromising/Unauthorized Disclosure of Tax Information	5
205.28(1)(e)	Pub Trst	G		State Employee Compromising Taxes	5
205.28(1)(f)	Pub Trst	G		Unauthorized Disclosure of Tax Information	5
205.428(2)	Pub Trst	G		Tobacco Products Tax Act Violations	5
207.118a	Pub Ord	G		Gasoline Tax -- Embezzlement Over \$100	10
207.119	Pub Trst	G		Gasoline or Motor Fuel Violation	4
207.127c	Pub Ord	G		Taxes -- Diesel Fuel Tax -- Embezzlement Over \$100	10
207.754(3)	Pub Trst	G		State Treasurer -- Municipality Tax -- Divulging Confidential Information	5
257.233a(7)	Pub Ord	G		Odometer Tampering	5
257.254	Property	E		Possession Stolen Vehicle Title	10
257.257(1)	Property	G		Altering or Forging Vehicle Documents -- First Offense	5
257.257(2)	Property	G		Altering or Forging Vehicle Documents -- Second Offense	7
257.257(3)	Property	E		Altering or Forging Vehicle Documents -- Third Offense	15
257.329(1)	Property	G		Possession/Sale of Stolen or Counterfeit Insurance Certificates	5

M.C.L.	Group	Class	TIS	Description	Stat Max
257.329(2)	Property	E		Possession/Sale of Stolen or Counterfeit Insurance Certificates -- Second Offense	7
257.329(3)	Property	E		Possession/Sale of Stolen or Counterfeit Insurance Certificates -- Third Offense	15
257.602a(2)	Pub Saf	G		Fleeing and Eluding -- Fourth Degree	2
257.602a(3)	Pub Saf	E		Fleeing and Eluding -- Third Degree	5
257.602a(4)	Person	D		Fleeing and Eluding -- Second Degree	10
257.602a(5)	Person	C		Fleeing and Eluding -- First Degree	15
257.617	Person	E		Failure to Stop at Scene of a Serious Personal Injury Accident	5
257.625(4)	Person	C	1998	OUIL -- Causing Death	15
257.625(5)	Person	E	1998	OUIL -- Causing Serious Impairment of Body Function	5
257.625(7)(d)	Pub Saf	E		OUIL -- Third Offense	5
257.625n(10)	Pub Ord	G		Disposing of Vehicle to Avoid Forfeiture	4
257.744a	Pub Saf	D		False Statement in Citation -- Perjury	15
257.902	Pub Saf	E		Motor Vehicle Code Violations	5
257.903(1)	Property	E		Motor Vehicle Code -- False Certification -- First Offense	5
257.903(2)	Property	E		Motor Vehicle Code -- False Certification -- Second Offense	7
257.903(3)	Property	D		Motor Vehicle Code -- False Certification -- Third Offense	15
257.1353(2)	Pub Trst	H		Motor Vehicle -- Fail to Record Material Matter -- Second Offense	2
257.1354(2)	Pub Trst	H		Motor Vehicle -- General Violations -- Second Offense	2
257.1355	Pub Trst	H		Motor Vehicle -- Fail to Record Transaction/Falsify Records	2
259.183	Property	E		Aircraft -- Unlawful Taking or Tampering	5
259.185(8)	Pub Saf	G		Aircraft -- OUIL -- Third Offense	5
285.82	Pub Trst	H		Grain Dealers Act Violations	5
285.279	Pub Trst	E		Falsely Obtaining Money -- Agricultural Land	10
286.455(2)	Pub Saf	G		Agriculture -- Hazardous Substance	5
287.77(1)	Pub Saf	H		Agriculture -- Livestock Condemnation	4
287.323(1)	Person	C		Dangerous Animal Causing Death	15
287.323(2)	Person	G		Dangerous Animal Causing Serious Injury	4
287.679	Pub Ord	H		Dead Animals	1
287.744(1)	Pub Ord	G		Animal Industry Act Violations	5
287.855	Pub Saf	G		Agriculture -- Contaminating Livestock/False Statement/Violation of Quarantine	5
288.223	Pub Saf	G		Sale or Labeling of Oleomargarine Violations	3
288.257	Pub Saf	G		Margarine Violations	3
288.284	Pub Trst	H		Selling Falsely Branded Cheese	2
288.433(1)	Pub Saf	G		Agriculture -- Contaminates/False Statement/Violation of Quarantine	4
290.629(1)	Person	G		Weights & Measures -- Assaults Enforcement Officer	2
290.631(3)	Pub Trst	G		Weights & Measures	5
290.650.	Person	G		Motor Fuels -- Assaulting/Obstructing Director or Authorized Representative	2

M.C.L.	Group	Class	TIS	Description	Stat Max
290.650b(3)	Pub Trst	H		Motor Fuels Violations	2
324.1608	Person	G		Resisting and Obstructing Conservation Officer	2
324.2157(3)	Property	H		State Owned Property -- Damages of \$1,000 or More	180 days
324.3115(2)	Pub Saf	H		Waste Discharge Violations -- Second Offense	2
324.5531(4)	Pub Saf	H		Knowingly Releasing Pollutants	2
324.5531(5)	Pub Saf	G		Knowingly Releasing Pollutants -- Causing Death or Serious Bodily Injury	6
324.5531(6)	Pub Saf	C		Knowingly Releasing Pollutants -- Resulting in Death or Serious Bodily Injury	15
324.8905(2)	Pub Saf	H		Infectious Waste/Pathological Waste/Sharps -- Littering Violation	2
324.8905(3)	Pub Saf	G		Infectious Waste/Pathological Waste/Sharps -- Littering Violation -- Second Offense	5
324.11151(2)	Pub Saf	H		Hazardous Waste Violations -- Second or Subsequent Offense	2
324.11151(3)	Pub Saf	H		Hazardous Waste Violation -- Disregard for Human Life	2
324.11151(3)	Pub Saf	G		Hazardous Waste Violation -- Extreme Indifference for Human Life	5
324.12116(2)	Pub Saf	H		Waste -- False Statement or Entry in a License Application	2
324.20139(3)	Pub Saf	H		Hazardous Waste -- Knowingly Releases or Causes the Release	5
324.21324(1)	Pub Saf	G		Underground Storage Tanks -- False or Misleading Information	5
324.21548(1)	Pub Trst	H		False Statement, Report, Claim, Bid, Work Invoice, or Other Request for Payment	5
324.30316(3)	Pub Saf	H		NREPA Violation -- Subsequent Offense	2
324.31525	Person	G		NREPA -- Imminent Danger of Death or Serious Injury -- Subsequent Offense	2
324.33939(1)	Pub Trst	H		NREPA Violation for Commercial Purposes	2
324.40118(11)	Pub Ord	G		Wildlife Conservation -- Buying Selling Protected Animals -- Subsequent Offense	4
324.51120(2)	Property	H		Removing Forest Products over \$2,500	3
324.51512	Pub Saf	D		Willfully Setting Forest Fires	10
324.61511	Pub Trst	G		False Affidavit Under NREPA	5
324.61521(1)	Pub Trst	G		Evading Rule Under NREPA	3
324.76107(4)	Pub Trst	G		Recovering Abandoned Property in Great Lakes without Permit	2
324.80130d(1)	Pub Ord	H		False Representation to Obtain Personal Information	4
324.80130d(2)	Pub Ord	G		False Representation to Obtain Personal Information -- Second Offense	7
324.80130d(3)	Pub Ord	C		False Representation to Obtain Personal Information -- Third or Subsequent Offense	15
324.80172	Person	G		Negligent Crippling or Homicide by Vessel	2
324.80173	Person	G		Felonious Operation of a Vessel	2
324.80176(4)	Person	C	1998	Operating a Vessel Under the Influence Causing Death	15
324.80176(5)	Person	E	1998	Operating a Vessel Under the Influence Causing Long-term Incapacitating Injury	5
324.80177(1)(c)	Pub Saf	E		Operating a Vessel Under the Influence -- Third Offense	5
324.80319a(1)	Pub Ord	H		False Representation to Obtain Personal Information	4
324.80319a(2)	Pub Ord	G		False Representation to Obtain Personal Information -- Second Offense	7
324.80319a(3)	Pub Ord	C		False Representation to Obtain Personal Information -- Third or Subsequent Offense	15
324.81120(1)	Pub Ord	H		False Representation to Obtain Personal Information	4

M.C.L.	Group	Class	TIS	Description	Stat Max
324.81120(2)	Pub Ord	G		False Representation to Obtain Personal Information -- Second Offense	7
324.81120(3)	Pub Ord	C		False Representation to Obtain Personal Information -- Third or Subsequent Offense	15
324.81134(6)	Pub Saf	E		Operating an ORV Under the Influence -- Third Offense	4
324.82127(4)	Person	C		Operating a Snowmobile Under the Influence Causing Death	15
324.82127(5)	Person	E		Operating a Snowmobile Under the Influence Causing Long-term Incapacitating Injury	5
324.82128(1)(c)	Pub Saf	E		Operating a Snowmobile Under the Influence -- Third Offense	5
324.82160(1)	Pub Ord	H		False Representation to Obtain Personal Information	4
324.82160(2)	Pub Ord	G		False Representation to Obtain Personal Information -- Second Offense	7
324.82160(3)	Pub Ord	C		False Representation to Obtain Personal Information -- Third or Subsequent Offense	15
328.232	Property	E		Conversion of Funeral Contracts	5
333.2685	Person	E		Use of a Live Human Embryo, Fetus for Nontherapeutic Research	5
333.2688	Person	E		Research on Dead Embryo, Fetus without Mother's Consent	5
333.2689	Person	E		Abortion to Obtain Embryo	5
333.2690.	Person	E		Sale or Delivery of Fetus or Embryo	5
333.2835(9)	Pub Trst	G		Disclosing Confidential Information -- Abortion	3
333.5210.	Person	F		AIDS -- Sexual Penetration With Uninformed Partner	4
333.5661	Person	F		Fraud Resulting in Patient Death	4
333.7341(8)	CS	G		Delivery or Manufacture or Imitation Controlled Substance	2
333.7401(2)(a)(i)	CS	A	1998	Delivery or Manufacture of >649 Grams by Juvenile	LIFE
333.7401(2)(a)(iii)	CS	B		Delivery or Manufacture 50-224 Grams	20
333.7401(2)(a)(iv)	CS	D		Delivery or Manufacture <50 Grams	20
333.7401(2)(b)	CS	E		Delivery or Manufacture Schedule 1/2/3 except Marijuana	7
333.7401(2)(c)	CS	F		Delivery or Manufacture Schedule 4	4
333.7401(2)(d)(i)	CS	C		Delivery or Manufacture >45 Kilos of Marijuana	15
333.7401(2)(d)(ii)	CS	D		Delivery or Manufacture 5-45 Kilos of Marijuana	7
333.7401(2)(d)(iii)	CS	F		Delivery or Manufacture < 5 Kilos or 20 Plants of Marijuana	4
333.7401(2)(e)	CS	G		Delivery or Manufacture Schedule 5	2
333.7401(2)(f)	CS	D		Delivery or Manufacture Official or Counterfeit Prescription Form	20
333.7401(2)(g)	CS	D		Delivery or Manufacture Prescription or Counterfeit Form (other than Official)	7
333.7402(2)(a)	CS	D		Delivery or Manufacture Imitation Controlled Substance	10
333.7402(2)(b)	CS	E		Delivery or Manufacture Imitation Controlled Substance Schedule 1/2/3	5
333.7402(2)(c)	CS	F		Delivery or Manufacture Imitation Controlled Substance Schedule 4	4
333.7402(2)(d)	CS	G		Delivery or Manufacture Imitation Controlled Substance Schedule 5	2
333.7402(2)(e)	CS	C		Delivery or Manufacture Analogue	15
333.7403(2)(a)(i)	CS	A	1998	Possession > 649 Grams by Juvenile	LIFE
333.7403(2)(a)(iii)	CS	B		Possession 50-224 Grams	20
333.7403(2)(a)(iv)	CS	G		Possession 25-49 Grams	4

M.C.L.	Group	Class	TIS	Description	Stat Max
333.7403(2)(a)(v)	CS	G		Possession of < 25 Grams	4
333.7403(2)(b)	CS	G		Possession Certain Schedule 1/2/3/4 or Analogue	2
333.7403(2)(e)	CS	H		Possession of Official Prescription Form	1
333.7405(a)	CS	G		Controlled Substance Violations by Licensee	2
333.7405(b)	CS	G		Manufacturing or Distribution Violations by Licensee	2
333.7405(c)	CS	G		Refusing Lawful Inspection	2
333.7405(d)	CS	G		Maintaining Drug House	2
333.7407(1)(a)	CS	G		Controlled Substance Violations by Licensee	4
333.7407(1)(b)	CS	G		Use of Fictitious, Revoked, or Suspended License Number	4
333.7407(1)(c)	CS	G		Obtaining Controlled Substance by Fraud	4
333.7407(1)(d)	CS	G		False Reports under Controlled Substance Article	4
333.7407(1)(e)	CS	G		Possession of Counterfeiting Implements	4
333.7407(1)(f)	CS	F		Disclosing or Obtaining Prescription Information	4
333.7407(1)(g)	CS	F		Possession of Counterfeit Prescription Form	4
333.7407(2)	CS	G		Refusing to Furnish Records under Controlled Substance Article	4
333.7410.	CS	SPEC		Controlled Substance Delivery or Distribution to Minors or Students	Variable
333.7413(2)	Pub Trst	SPEC		Subsequent Controlled Substance Violations	Variable
333.7413(3)	Pub Trst	SPEC		Subsequent Controlled Substance Violations	Variable
333.7416(1)(a)	CS	SPEC		Recruiting or Inducing a Minor to Commit a Controlled Substance Felony	Variable
333.10204(1)	Pub Ord	F		Transferring a Human Organ for Valuable Consideration	4
333.13738(2)	Pub Saf	F		Waste Disposal Violations -- Second Offense	5
333.13738(3)	Pub Saf	F		Disposing of Waste -- Indifference to Human Life	2
333.13738(3)	Pub Saf	B		Disposing of Waste -- Extreme Indifference to Human Life	20
333.16170(3)	Pub Trst	F		False Representation -- Health Professional Recovery Program	4
333.16294	Pub Saf	F		Health Profession -- Unauthorized Practice	4
333.17766a(2)(a)	CS	F		Possession of Steroids -- Second Offense	4
333.17766a(3)	CS	E		Delivery or Manufacture of Steroids	7
333.17766a(4)	CS	G		Delivery of Imitation Steroids	7
333.17766c(2)	CS	G		Possession > 10 Grams Ephedrine	2
333.20142(5)	Pub Trst	F		False Statement -- Application Licensure Health Facility	4
333.21792	Pub Trst	G		Nursing Homes -- Referral Fees/Bribing Officials/Accepting Bribes	4
388.936	Pub Trst	F		Knowingly Making False Statement -- School District Loans	4
388.962	Pub Trst	F		Knowingly Making False Statement -- School District Loans	4
400.60(2)	Property	H		Welfare -- Obtaining over \$500 by Failure to Inform	4
400.603	Pub Trst	G		Medicaid Fraud -- False Statement in Benefit/Concealing Information	4
400.604	Pub Trst	G		Medicaid Fraud -- Kickback/Referral Fees	4
400.605	Pub Trst	G		Medicaid Fraud -- False Statement Regarding Institutions	4

M.C.L.	Group	Class	TIS	Description	Stat Max
400.606	Property	E		Medicaid Fraud -- Conspiracy	10
400.607	Pub Trst	G		Medicaid Fraud -- False Claim/Medically Unnecessary	4
400.609	Property	D		Medicaid Fraud -- Fourth Offense	10
400.713(13)	Pub Saf	H		Adult Foster Care -- Unlicensed Facility -- First Offense	2
400.713(13)	Pub Saf	F		Adult Foster Care -- Unlicensed Facility -- Second or Subsequent Violation	5
400.722(4)	Pub Saf	F		Adult Foster Care -- Maintaining Operation after Refusal of Licensure	5
408.1035(5)	Pub Saf	G		MIOSHA Violation -- Second Offense	3
408.1035(5)	Pub Saf	H		MIOSHA Violation -- First Offense	1
408.1035a(5)	Pub Saf	H		MIOSHA -- Violations/Writs of Mandamus/Assaults -- First Offense	1
408.1035a(5)	Pub Saf	G		MIOSHA -- Violations/Writs of Mandamus/Assaults -- Second Offense	3
409.122(2)	Person	E		Employment of Children During Certain Hours -- Third Offense	10
409.122(2)	Person	G		Employment of Children During Certain Hours -- Second Offense	2
409.122(3)	Person	D		Employment of Children in Child Sexually Abusive Activity	20
421.54(a)(iii)(B)	Property	H		Unemployment Comp. Fraud -- Failure to Comply with Act/Rule \$25,000-\$100,000	2
421.54(a)(iii)(C)	Property	G		Unemployment Comp. Fraud -- Failure to Comply with Act/Rule Over \$100,000	5
421.54(a)(iv)(B)	Property	H		Unemployment Comp. Fraud -- Willful Violation of Act/Rule Over \$100,000	2
421.54(b)(ii)(B)	Property	H		Unemployment Comp. Fraud -- False Statement or Misrepresentation over \$25,000	2
421.54(b)(ii)(C)	Property	H		Unemployment Comp. Fraud -- False Statement or Misrepresentation without Actual Loss	2
421.54(d)	Property	H		Unemployment Comp. Fraud -- Disclose Confidential Information for Financial Gain	1
421.54a	Property	G		Unemployment Comp. Fraud -- False Statement as Condition of Employment	10
421.54b(b)(i)	Property	H		Unemployment Comp. Fraud -- Conspiracy with Loss of \$25,000 or Less	2
421.54b(b)(ii)	Property	G		Unemployment Comp. Fraud -- Conspiracy with Loss Over \$25,000	5
421.54b(b)(iii)	Property	H		Unemployment Comp. Fraud -- Conspiracy with No Actual Loss	2
421.54c(b)(ii)	Property	H		Unemployment Comp. Fraud -- Embezzlement of \$25,000 to Under \$100,000	2
421.54c(b)(iii)	Property	G		Unemployment Comp. Fraud -- Embezzlement of \$100,000 or More	5
421.54c(b)(iv)	Property	H		Unemployment Comp. Fraud -- Embezzlement with No Actual Loss	2
426.106	Property	E		Marking of Logs and Timber -- Forging	5
431.257	Pub Trst	G		Racing, Boxing & Exhibition Racing	2
431.307(8)	Pub Trst	G		Horse Racing -- Testifying Falsely To Commissioner While Under Oath	4
431.330(4)	Pub Trst	G		Horse Racing -- Administering a Drug that Could Affect Racing Condition	5
431.332	Pub Trst	G		Horse Racing -- Influencing or Attempting to Influence Result of Race	5
432.30.	Property	G		Lottery -- Forgery of Tickets	5
432.218	Pub Ord	D		Casino Gaming Offenses	10
436.1701(2)	Person	D		Selling Alcohol to a Minor and Causing Death	10
436.1909(3)	Pub Ord	H		Liquor Violation	1
436.1919	Pub Ord	H		Fraudulent Documents, Labels, or Stamps	1
438.41	Property	E		Criminal Usury	5

M.C.L.	Group	Class	TIS	Description	Stat Max
440.9307(4)	Property	G		Farming -- Illegal Sale of Secured Products	3
442.219	Pub Trst	E		Sales -- False Statement	5
443.50.	Pub Trst	E		Issuing Warehouse Receipt for Goods Not Received	5
443.52	Pub Trst	E		Issuing Duplicate Warehouse Receipt Not So Marked	5
444.13	Pub Trst	H		Warehousemen and Warehouse Receipts	2
444.107	Pub Trst	E		Warehouse Certificates -- Willfully Alter or Destroy	5
445.487(2)	Pub Ord	H		Precious Metal and Gem Dealer Failure to Record Material Matter -- Second Offense	2
445.488(2)	Pub Ord	H		Precious Metal and Gem Dealer Violations -- Second Offense	2
445.489	Pub Ord	H		Precious Metal and Gem Dealer Violations	2
445.490.	Pub Ord	H		Precious Metal and Gem Dealer Failure to Obtain a Certificate of Registration	2
445.779	Pub Ord	H		Antitrust Violation	2
445.1505	Pub Trst	G		Franchise Investment Law -- Fraudulent Filing/Offers	7
445.1508	Pub Trst	G		Franchise Investment Law -- Sale Without Proper Disclosure	7
445.1513	Pub Trst	G		Franchise Investment Law -- Illegal Offers/Sales	7
445.1520.	Pub Trst	G		Franchise Investment Law -- Keeping Records	7
445.1521	Pub Trst	G		Franchise Investment Law -- False Representation	7
445.1523	Pub Trst	G		Franchise Investment Law -- False Statements of Material Fact	7
445.1525	Pub Trst	G		Franchise Investment Law -- False Advertising	7
445.1528	Pub Trst	D		Pyramid/Chain Promotions -- Offer or Sell	7
445.1671	Pub Trst	E		Mortgage Brokers, Lenders -- Knowingly Giving a False Statement	15
445.1679	Pub Trst	H		Mortgage Brokers Act -- General Violations	3
450.775	Pub Ord	H		Corporations -- Minority and Woman Owned Businesses	2
450.795	Pub Ord	H		Corporations -- Handicapper Business Opportunity Act	2
451.319	Pub Trst	G		Securities, Real Estate, and Debt Management -- Violation	2
451.434	Pub Trst	H		Debt Management Act -- Licensee Violations	2
451.501	Pub Trst	E		Blue Sky Laws -- Fraudulent Schemes/Statements	10
451.502	Pub Trst	E		Blue Sky Laws -- Investment Advisor/Agent Fraud	10
451.503	Pub Trst	E		Blue Sky Laws -- Make/Sell False Bullion/Certificates	10
451.601	Pub Trst	E		Blue Sky Laws -- Unregistered Broker/Dealer/Agent/Advisor	10
451.603(h)	Pub Trst	E		Blue Sky Laws -- Fail to Notify Administrator of Sanctions	10
451.604(a)(1)(J)	Pub Trst	E		Blue Sky Laws -- Various Violations	10
451.604(a)(1)(K)	Pub Trst	E		Blue Sky Laws -- Various Violations	10
451.604(a)(1)(L)	Pub Trst	E		Blue Sky Laws -- Various Violations	10
451.604(a)(1)(M)	Pub Trst	E		Blue Sky Laws -- Various Violations	10
451.604(a)(1)(N)	Pub Trst	E		Blue Sky Laws -- Various Violations	10
451.604(a)(1)(O)	Pub Trst	E		Blue Sky Laws -- Various Violations	10
451.604(a)(1)(P)	Pub Trst	E		Blue Sky Laws -- Various Violations	10

M.C.L.	Group	Class	TIS	Description	Stat Max
451.604(a)(1)(Q)	Pub Trst	E		Blue Sky Laws -- Various Violations	10
451.604(a)(1)(R)	Pub Trst	E		Blue Sky Laws -- Various Violations	10
451.604(a)(1)(S)	Pub Trst	E		Blue Sky Laws -- Various Violations	10
451.604(a)(1)(V)	Pub Trst	E		Blue Sky Laws -- Various Violations	10
451.604(a)(1)(W)	Pub Trst	E		Blue Sky Laws -- Various Violations	10
451.604(a)(1)(X)	Pub Trst	E		Blue Sky Laws -- Various Violations	10
451.604(a)(1)(Y)	Pub Trst	E		Blue Sky Laws -- Various Violations	10
451.604(a)(1)(Z)	Pub Trst	E		Blue Sky Laws -- Various Violations	10
451.701	Pub Trst	E		Blue Sky Laws -- Offer/Sell Unregistered Securities	10
451.802	Pub Trst	E		Blue Sky Laws -- Unlawfully Selling Securities	10
451.804	Pub Trst	E		Blue Sky Laws -- Willful False Statements	10
451.805(b)	Pub Trst	E		Blue Sky Laws -- False Representation of Administrative Approval	10
451.806(b)	Pub Trst	E		Blue Sky Laws -- Improper Disclose By Cor. & Sec. Bur. Employee	10
462.257(1)	Person	A	1998	Trains -- Endangering Travel	LIFE
462.353(5)	Pub Saf	F		Operating a Locomotive -- Under the Influence	4
472.36	Pub Saf	A	1998	Street Railways -- Obstruction of Track	LIFE
482.44	Property	H		Bills of Lading -- Issuance For Goods Not Received	5
482.46	Property	H		Bills of Lading -- Issuance of Duplicate Not So Marked	5
482.48	Property	H		Bills of Lading -- Negotiation When Goods Not in Carriers' Possession	5
482.49	Property	H		Bills of Lading -- Inducing Carrier to Issue When Goods Have Not Been Received	5
482.50.	Property	H		Bills of Lading -- Issuance of Non-Negotiable Bill Not So Marked	5
483.226	Pub Trst	E		Officer of a Pipeline Company -- Intent to Defraud -- Stock	10
487.1505(6)	Pub Trst	E		BIDCO Act -- Knowingly Receiving Money or Property at an Interest Rate > 25%	5
492.137(a)	Pub Trst	H		Installment Sales of Motor Vehicles	3
493.56a(13)	Pub Trst	C		False Statement in Reports -- Secondary Mortgage	15
493.77(2)	Pub Trst	H		Regulatory Loans	3
500.1325(3)	Pub Trst	E		Insurance Code -- Knowingly Misrepresenting False Financial Condition	5
500.1371	Pub Trst	H		Holding Companies -- Violation	2
500.1505(2)	Pub Trst	C		Insurance Code -- License and Regulatory Violations	15
500.4511(1)	Pub Trst	F		Insurance Code -- Fraudulent Insurance Act	4
500.4511(2)	Pub Trst	D		Insurance Fraud -- Agreement or Conspiracy to Commit	10
500.5252(4)	Property	G		Insurance -- Improper Personal Interest in Transactions	5
500.7034(2)	Pub Trst	E		Officer of a MEWA Knowingly Receive Valuables for Sale Property or Loan	10
500.8197(2)	Pub Trst	C		Insurance -- Knowing or Willful False Statements in Application for Insurance	15
500.8197(3)	Property	E		Consolidation Merger -- Compensation Otherwise than Expressed in Contract	5
551.6	Person	H		Marriage License -- Mental or Venereal Disease	5
554.836	Property	E		Real and Property -- Living Care Disclosure Act	7

M.C.L.	Group	Class	TIS	Description	Stat Max
565.371	Property	G		Fraudulent Conveyances -- Recording with Intent to Deceive	3
565.827	Pub Trst	E		Land Sales Act -- False or Fraudulent Statement	10
570.152	Property	G		Contractor -- Fraudulent Use of Building Contract Fund	3
570.1110.	Property	F		Contractor -- False Sworn Statements Over \$100	4
570.1207	Property	G		Construction Liens -- False Information	4
600.908(8)	Pub Trst	E		Immunity to Witness -- Committing Perjury	15
600.2136	Pub Trst	E		Library Record, Book, Paper -- False Certification in Court	15
600.2907a	Property	G		Recording Documents Affecting Property without Lawful Cause	3
600.2916	Pub Saf	G		Revised Judicature Act -- Lethal Gases for Fumigation	4
600.8713	Pub Trst	G		Revised Judicature Act -- False Statement by Authorized Local Officials	15
600.8813	Pub Trst	E		Law Enforcement Officer -- Knowingly Making False Statement in a Citation	15
710.54(11)	Pub Trst	F		Offer to Give Other Consideration -- Adoption -- Subsequent Violation	4
710.55(1)	Pub Trst	F		Adoption -- Persons Not Authorized Placing Child -- Subsequent Violation	4
710.69	Person	F		Michigan Adoption Law -- Second Offense	4
711.1(8)	Pub Trst	E		Intentional False Statement in Petition for Name Change	15
722.633(5)(b)	Person	F		Intentional False Report of Child Abuse Constituting a Felony	4
722.675	Pub Ord	E		Distributing Obscene Matter to Children	2
722.857	Person	E		Surrogate Parenting Act -- Contracts Involving Minors, Mentally Retarded, etc.	5
722.859(3)	Person	E		Surrogate Parenting Act -- Contracts For Compensation	5
750.11	Person	A	1998	Taking a Woman and Compelling Her to Marry	LIFE
750.12	Person	H		Taking a Woman With Intent to Compel Her to Marry	10
750.13	Person	D		Enticing Female Under 16 for Immoral Purposes	10
750.14	Person	C		Abortion Resulting in Death of Female	15
750.14	Person	G		Abortion	4
750.30.	Pub Ord	H		Adultery	4
750.32	Pub Ord	H		Cohabitation of Divorced Parties	4
750.49(2)(a)	Pub Ord	F		Fighting Animals or Providing Facilities for Animal Fights	4
750.49(2)(b)	Pub Ord	F		Fighting Animals or Providing Facilities for Animal Fights	4
750.49(2)(c)	Pub Ord	F		Fighting Animals or Providing Facilities for Animal Fights	4
750.49(2)(d)	Pub Ord	F		Fighting Animals or Providing Facilities for Animal Fights	4
750.49(2)(e)	Pub Ord	F		Organizing or Promoting Animal Fights	4
750.49(2)(f)	Pub Ord	H		Attending Animal Fight	4
750.49(2)(g)	Pub Ord	F		Breeding or Selling Fighting Animals	4
750.49(2)(h)	Pub Ord	F		Selling or Possessing Equipment for Animal Fights	4
750.49(8)	Person	A	1998	Inciting Fighting Animal Resulting in Death	LIFE
750.49(9)	Person	F		Inciting Fighting Animal to Attack	4
750.49(10)	Person	D		Fighting Animal Attacking without Provocation and Death Resulting	15

M.C.L.	Group	Class	TIS	Description	Stat Max
750.50(4)	Pub Ord	G		Animal Neglect or Cruelty -- 2nd Offense	2
750.50(4)	Pub Ord	F		Animal Neglect or Cruelty -- 3rd or Subsequent Offense	4
750.50b(2)	Property	F		Killing or Torturing Animals	4
750.50c(5)	Pub Ord	E		Killing or Causing Serious Physical Harm to Law Enforcement Animal	5
750.50c(7)	Pub Saf	H		Harassing or Causing Harm to Law Enforcement Animal while Committing Crime	2
750.68	Property	G		Changing Brands with Intent to Steal	4
750.72	Person	B	1998	Arson of Dwelling House	20
750.73	Property	D	1998	Arson of Real Property	10
750.74	Person	F		Arson of Personal Property Greater Than \$50	4
750.75	Property	D		Arson of Insured Property	10
750.77	Person	F		Preparing to Burn Personal Property Greater than \$50	4
750.78	Pub Saf	F		Arson of Woods and Prairies	4
750.79	Pub Saf	F		Violating Township Rules Concerning Clearing of Land and Burning	4
750.80.	Property	D	1998	Arson of Mines	LIFE
750.81(4)	Person	G		Domestic Assault -- Third Offense	2
750.81a(3)	Person	G		Aggravated Domestic Assault -- Second Offense	2
750.82(1)	Person	F	1998	Felonious Assault	4
750.82(2)	Person	F	1998	Felonious Assault -- Weapon-Free School Zone	4
750.83	Person	A	1998	Assault With Intent to Murder	LIFE
750.84	Person	D	1998	Assault with Intent to Do Great Bodily Harm Less Than Murder	10
750.86	Person	D	1998	Assault with Intent to Maim	10
750.87	Person	D	1998	Assault With Intent to Commit a Felony	10
750.88	Person	C	1998	Assault With Intent to Commit Unarmed Robbery	15
750.89	Person	A	1998	Assault With Intent to Commit Armed Robbery	LIFE
750.90.	Person	D	1998	Sexual Intercourse Under Pretext of Medical Treatment	10
750.91	Person	A	1998	Attempted Murder	LIFE
750.93	Property	G		Removing or Destroying Bonds in State Treasury	10
750.95	Property	G		Fraudulent Bank Notes	10
750.96	Property	G		Fraudulent Disposal of Bank Property	4
750.97	Property	H		Statements Derogatory to Financial Condition of Bank	4
750.98	Pub Ord	G		Private Banking	4
750.99	Pub Trst	G		Certifying Checks Without Sufficient Funds	4
750.100.	Pub Trst	E		Banks -- Conducting Business When Insolvent	5
750.101	Pub Trst	E		Violating Financial Institutions Act	5
750.104	Property	F		Fitting Boat With Intent to Destroy	4
750.105	Property	G		Making False Cargo Invoice for Boat	4
750.106	Property	G		Boats -- Making or Procuring False Protest	4

M.C.L.	Group	Class	TIS	Description	Stat Max
750.110.	Property	D		Breaking and Entering with Intent to Commit Felony or Larceny	10
750.110a(4)	Person	B	1998	Home Invasion -- First Degree	20
750.110a(5)	Person	C		Home Invasion -- Second Degree	15
750.111	Property	E		Entering without Breaking with Intent to Commit Felony or Larceny	5
750.112	Person	A	1998	Burglary With Explosives	LIFE
750.116	Property	E		Possession of Burglar's Tools	10
750.117	Pub Trst	F		Bribing Public Officer	4
750.118	Pub Trst	D		Public Officer Accepting Bribe	10
750.119	Pub Trst	F		Bribing Jurors and Others	4
750.120.	Pub Trst	F		Jurors and Others Accepting Bribes	4
750.121	Pub Trst	F		Bribing Public Officers to Influence Contract	4
750.124	Pub Trst	G		Bribing Athletes	4
750.128	Pub Ord	H		Bucket Shops	2
750.131(3)(a)(iv)	Property	H		NSF Checks -- \$50 or Less -- Fourth Offense	13 month
750.131(3)(b)(ii)	Property	H		NSF Checks -- \$50 to \$200 -- Third Offense	13 month
750.131(3)(c)	Property	H		NSF Checks -- Over \$200	13 month
750.131a(1)	Property	H		No Account Checks	2
750.131a(2)	Property	H		No Account Checks -- Three within 10 days	2
750.135	Person	D		Exposing Children with Intent to Injure or Abandon	10
750.136b(f)(2)	Person	C	1998	Child Abuse -- 1st Degree	15
750.136b(f)(3)	Person	F		Child Abuse -- 2nd Degree	4
750.136b(f)(4)	Person	G		Child Abuse -- 3rd Degree	2
750.145b	Person	F		Accosting Children for Immoral Purposes -- Second Offense	4
750.145c(2)	Person	B	1998	Child Sexually Abusive Activity or Materials -- Active Involvement	20
750.145c(3)	Person	D	1998	Child Sexually Abusive Activity or Materials -- Distributing, Promoting or Financing	7
750.145n(1)	Person	C		Vulnerable Adult Abuse -- 1st Degree	15
750.145n(2)	Person	F		Vulnerable Adult Abuse -- 2nd Degree	4
750.145n(3)	Person	G		Vulnerable Adult Abuse -- 3rd Degree	2
750.145o	Person	E		Death of Vulnerable Adult Caused by Unlicensed Caretaker	5
750.145p(1)	Person	G		Vulnerable Adult -- Commingling Funds, Obstructing Investigation, or Filing False Informati	2
750.145p(2)	Person	G		Retaliation or Discrimination by Caregiver Against Vulnerable Adult	2
750.145p(5)	Person	E		Vulnerable Adult -- Caregiver Violations -- Second Offense	5
750.147b	Person	G		Ethnic Intimidation	2
750.149	Pub Saf	F		Concealing an Offense Punishable by Life	4
750.157a(a)	Pub Saf	SPEC		Conspiracy	Variable
750.157a(b)	Pub Ord	H		Conspiracy -- Gambling	5
750.157a(d)	Pub Ord	G		Conspiracy to Commit Legal Act in Illegal Manner	5

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M.C.L.	Group	Class	TIS	Description	Stat Max
750.157b(2)	Person	A	1998	Solicitation of Murder	LIFE
750.157b(3)(a)	Pub Ord	E		Solicitation of Felony Punishable by Life or 5 or More Years	5
750.157b(3)(b)	Pub Ord	G		Solicitation of Felony Punishable by Less than 5 Years	2
750.157c	Person	SPEC		Inducing Minor to Commit a Felony	Variable
750.157n(1)	Property	H		Financial Transaction Device -- Stealing, Retaining, or Using without Consent	4
750.157n(2)	Property	H		Possessing Fraudulent or Altered Financial Transaction Device	4
750.157p	Property	H		Possessing Financial Transaction Device without Permission and with Intent to Use or Sell	4
750.157q	Property	H		Delivery or Sale of Fraudulent Financial Transaction Device	4
750.157r	Property	H		Financial Transaction Device -- Forgery, Alteration, or Counterfeiting	4
750.157s	Property	H		Use of Revoked or Canceled Financial Transaction Device Over \$100	1
750.157t	Property	H		Furnishing Goods or Services to Person Committing Violation with Financial Transaction Device	4
750.157u	Property	H		Overcharging Person Using Financial Transaction Device	4
750.157v	Property	H		False Statement of Identity to Obtain Financial Transaction Device	4
750.157w	Property	H		Fraudulently Withdrawing or Transferring More than \$500 with Financial Transaction Device	4
750.158	Pub Ord	E		Sodomy	15
750.159j	Pub Saf	B		Racketeering	20
750.160.	Pub Ord	D		Disinterring or Mutilating Dead Human Bodies	10
750.160a	Pub Ord	H		Photographing Dead Human Bodies	2
750.161	Pub Ord	G		Desertion/Abandonment/Non-Support	3
750.164	Pub Ord	F		Desertion to Escape Prosecution	4
750.165	Pub Ord	F		Failing to Pay Support and Leaving State	4
750.171	Person	E		Duelling	10
750.174	Property	D		Embezzlement by Agent Over \$100	10
750.175	Pub Trst	D		Embezzlement by Public Official Over \$50	10
750.176	Pub Trst	E		Embezzlement by Administrator/Executor/Guardian	10
750.177	Property	H		Embezzlement by Chattel Mortgagor Over \$100	2
750.178	Property	G		Embezzlement of Mortgaged or Leased Property -- Over \$100	2
750.179	Property	G		Embezzlement of Railroad Tickets	4
750.180.	Property	D		Embezzlement by Financial Institutions	20
750.181	Property	E		Embezzlement of Jointly Held Property Over \$100	10
750.182	Property	G		Embezzlement by Warehouses	4
750.182a	Pub Trst	H		Falsifying School Records	2
750.183	Pub Saf	E		Aiding Escaping Prisoner	7
750.186a(1)	Pub Saf	F		Escape from a Juvenile Facility	4
750.188	Pub Ord	SPEC		Voluntarily Suffering Prisoner to Escape	Variable
750.189	Pub Saf	H		Officer Negligently Allowing Prisoner to Escape or Refusing to Receive Prisoner	2
750.190.	Pub Saf	G		Officer Receiving a Reward to Assist or Permit Escape	2

M.C.L.	Group	Class	TIS	Description	Stat Max
750.193	Pub Saf	E		Escape from Prison	5
750.195(1)	Pub Saf	H		Escape from a Misdemeanor Jail Sentence	2
750.195(2)	Pub Saf	F		Escape From a Felony Jail Sentence	4
750.197(1)	Pub Saf	H		Escape while Awaiting Trial for Misdemeanor	2
750.197(2)	Pub Saf	F		Escape while Awaiting Trial for Felony	4
750.197c	Pub Saf	F		Escape from Jail Through Violence	4
750.199a	Pub Ord	F		Absconding on or Forfeiting Bond	4
750.200.	Pub Saf	F		Explosives -- Transport by Common Carriers	4
750.201	Pub Saf	F		Transportation of Concussion or Friction Type Explosives	4
750.202	Pub Saf	F		Shipping Explosives With False Markings or Invoice	4
750.204	Pub Saf	E	1998	Sending Explosives with Intent to Injure Persons	5
750.204a	Pub Saf	F	1998	Sending or Transporting Imitation Explosive Device with Malicious Intent	4
750.205	Pub Saf	C	1998	Placing Explosives With the Intent to Destroy Property	15
750.205a	Pub Saf	F	1998	Intimidation or Harassment by Device Represented as an Explosive	4
750.206	Person	B	1998	Placing Explosives With Damage to Property Resulting	25
750.208	Pub Saf	C	1998	Aiding or Abetting Explosives Placement with Intent to Destroy Property	15
750.209	Pub Saf	C		Placing Foul or Offensive Substance to Injure	15
750.209	Pub Saf	F		Placing Foul or Offensive Substance to Alarm	4
750.210.	Pub Saf	E	1998	Possession of Bombs with Unlawful Intent	5
750.210a	Pub Saf	H		Sale of Valerium	5
750.211	Pub Saf	E	1998	Manufacture of Explosives with Unlawful Intent	5
750.211a	Pub Saf	F	1998	Possessing or Manufacturing Device Designed to Explode upon Impact or Heating	4
750.213	Person	B	1998	Threats to Extort Money	20
750.217b	Pub Saf	G		Impersonating Public Utility Employee	2
750.218	Property	E		False Pretenses over \$100	10
750.219a(2)(c)	Property	E		Telecommunications Fraud -- 2 Prior Convictions or Value between \$1,000-\$20,000	5
750.219a(2)(d)	Property	D		Telecommunications Fraud -- 3 or More Prior Convictions or Value over \$20,000	10
750.223(2)	Pub Saf	F		Sale of Firearm to Minor -- Second Offense	4
750.223(3)	Pub Ord	D		Sale of Firearm to Person Prohibited from Possessing	10
750.224	Pub Saf	E		Manufacture or Sale of Silencer, Bomb, Blackjack, Automatic Weapon, Gas Spray, etc.	5
750.224a	Pub Saf	F		Possession or Sale of Electrical Current Weapons	4
750.224a(1)	Pub Saf	E		Weapons -- Dangerous Weapon - Silencer, Bomb, Blackjack, Gas Spray, etc.	5
750.224b	Pub Saf	E		Possession of Short Barreled Shotgun or Rifle	5
750.224c	Pub Saf	F		Armor Piercing Ammunition	4
750.224d(2)	Person	G		Using Self-Defense Spray Device	2
750.224e.	Pub Saf	F		Manufacture/Sale/Possession of Devices to Convert Semiautomatic Weapons	4
750.224f	Pub Saf	E		Possession or Sale of Firearm by Felon	5

M.C.L.	Group	Class	TIS	Description	Stat Max
750.226	Pub Saf	E		Carrying Firearm or Dangerous Weapon with Unlawful Intent	5
750.227	Pub Saf	E		Carrying a Concealed Weapon	5
750.227a	Pub Saf	F		Unlawful Possession of Pistol	4
750.227c	Pub Saf	G		Possession a Loaded Firearm in or upon a Vehicle	2
750.227f	Pub Saf	F		Wearing Body Armor During Commission of Violent Crime	4
750.230.	Pub Saf	G		Altering ID Mark on Firearm	2
750.232a(3)	Pub Saf	G		False Statement in a Pistol Application	4
750.234a	Pub Saf	F		Discharging Firearm from Vehicle	4
750.234b	Pub Saf	F		Discharging Firearm in or at a Building	4
750.234c	Pub Saf	F		Discharging Firearm at Emergency/Police Vehicle	4
750.236	Person	C		Setting Spring Gun -- Death Resulting	15
750.237a(1)	Pub Saf	F		Weapon-Free School Zones -- General Felony Violations	Variable
750.241(1)	Pub Saf	F		Obstructing Firefighter	4
750.241(3)	Pub Saf	F		Obstructing Public Service Facility Personnel in Civil Disturbance	4
750.248	Property	E		Forgery	14
750.248a	Property	F		Uttering and Publishing Financial Transaction Device	4
750.249	Property	E		Uttering and Publishing Forged Records	14
750.249a	Property	H		Molds or Dies to Forge Financial Transaction Device	4
750.250.	Property	E		Forgery of Treasury Notes	7
750.251	Property	E		Forgery of Bank Bills	7
750.252	Property	E		Possessing Counterfeit Notes	7
750.253	Property	G		Uttering Counterfeit Notes	5
750.254	Property	E		Possession of Counterfeit Notes or Bills	5
750.255	Property	E		Possession of Counterfeiting Tools	10
750.260.	Property	E	1998	Counterfeiting Coins or Possession of 5 or More Counterfeit Coins	LIFE
750.261	Property	E		Possession of 5 or Fewer Counterfeit Coins	10
750.262	Property	E		Manufacture or Possession of Tools to Counterfeit Coins	10
750.263(3)	Property	E		Delivery, Use, or Display of Items w/Counterfeit Mark -- Subsequent Offense or Over \$1000 or 100 I	5
750.263(4)	Property	E		Manufacturing Items with Counterfeit Mark	5
750.266	Property	G		Counterfeiting Railroad Tickets	4
750.271	Property	E		Fraudulently Issuing or Selling Domestic Securities	10
750.272	Property	G		Sale of Fraudulent Stock of Foreign Corporations	10
750.273	Property	E		Obtaining Signature to Financial Document with Intent to Defraud	10
750.274	Property	E		Fraud -- Purchasing/Collecting on Fraudulent Financial Document	10
750.276	Property	G		Fraud -- Promise to Vendee of Grain at Fictitious Price	4
750.277	Pub Trst	G		Promise to Vendee of Grain to Sell at a Fictitious Price -- Sale and Transfer	4
750.278	Property	G		Fraud -- Warehouse Receipts	5

M.C.L.	Group	Class	TIS	Description	Stat Max
750.279	Property	G		Fraud -- Disposition of Exhausted Property	4
750.280.	Property	E		Gross Frauds/Cheats at Common Law	10
750.282	Pub Ord	G		Public Utility -- Fraudulent Use Over \$500	4
750.300.	Pub Ord	G		Animals -- Killing/Injuring to Defraud Insurance Company	2
750.300a(1)(a)	Property	G		Food Stamp Fraud -- \$250 or Less -- Second Offense	5
750.300a(1)(a)	Property	G		Food Stamp Fraud -- \$250 or Less -- Third Offense	10
750.300a(1)(b)	Property	E		Food Stamp Fraud -- More Than \$250 to \$1,000	5
750.300a(1)(b)	Property	E		Food Stamp Fraud -- More Than \$250 to \$1,000 -- Second Offense	10
750.300a(1)(c)	Property	E		Food Stamp Fraud -- Over \$1,000	10
750.303	Pub Ord	H		Gambling	2
750.313	Pub Ord	H		Gambling -- Stocks/Bonds/Commodities	2
750.317	Person	M2	1998	Second Degree Murder	LIFE
750.321	Person	C	1998	Manslaughter	15
750.322	Person	C	1998	Willful Killing of Unborn Quick Child	15
750.323	Person	C		Abortion Resulting in Death	15
750.324	Person	G		Negligent Homicide	2
750.327	Person	A	1998	Death by Explosives on Vehicle or Vessel	LIFE
750.328	Person	A	1998	Death by Explosives in or Near Building	LIFE
750.329	Person	C	1998	Homicide -- Weapon Aimed with Intent but Not Malice	15
750.332	Property	H		Entering Horse in Race Under False Name	4
750.335a	Person	A	1998	Indecent Exposure by Sexually Delinquent Person	LIFE
750.338	Pub Ord	G		Gross Indecency Between Males	5
750.338a	Pub Ord	G		Gross Indecency Between Females	5
750.338b	Pub Ord	G		Gross Indecency Between Males and Females	5
750.348	Pub Saf	H		Inciting Indians to Violate a Treaty	4
750.349	Person	A	1998	Kidnapping	LIFE
750.349a	Person	A	1998	Prisoner Taking a Hostage	LIFE
750.350.	Person	A	1998	Kidnapping -- Child Enticement	LIFE
750.350a	Person	H		Kidnapping -- Custodial Interference	1
750.356	Property	E		Larceny over \$100	5
750.356a	Property	G		Larceny from a Motor Vehicle	5
750.356b	Property	G		Breaking and Entering a Coin Telephone	4
750.356c	Property	H		Retail Fraud -- First Degree	2
750.357	Person	D	1998	Larceny from the Person	10
750.357a	Property	G		Larceny of Livestock	4
750.357b	Property	E		Larceny -- Stealing Firearms of Another	5
750.358	Property	G		Larceny from Burning Building	5

M.C.L.	Group	Class	TIS	Description	Stat Max
750.360.	Property	G		Larceny in a Building	4
750.361	Property	H		Trains -- Stealing/Maliciously Removing Parts	2
750.362	Property	E		Larceny by Conversion over \$100	5
750.362a	Property	H		Larceny of Rental Property	2
750.363	Property	E		Larceny by False Personation over \$100	5
750.365	Person	D		Larceny From Car or Persons Detained or Injured by Accident	20
750.366	Property	G		Larceny of Railroad Tickets	4
750.367	Property	G		Larceny of Trees & Shrubs Over \$100	5
750.367a	Property	SPEC		Larceny of Rationed Goods	Variable
750.367b	Property	E		Airplanes -- Taking Possession	5
750.372	Pub Ord	H		Running or Allowing Lottery	2
750.373	Pub Ord	H		Selling or Possessing Lottery Tickets	2
750.374	Pub Ord	H		Lottery -- Second Offense	4
750.377a	Property	G		Malicious Destruction of Personal Property over \$100	4
750.377b	Property	F		Malicious Destruction of Fire/Police Property	4
750.377c	Property	E		School Bus -- Intentional Damage	5
750.378	Property	F		Malicious Destruction of Property -- Dams/Canals/Mills	4
750.379	Property	F		Malicious Destruction of Property -- Bridges/Railroads/Locks	4
750.380.	Property	F		Malicious Destruction of Building over \$100	4
750.383a	Property	F		Malicious Destruction of Utility Equipment	4
750.386	Property	E		Malicious Destruction of Mine Property	20
750.387	Property	G		Malicious Destruction of Tombs & Memorials	5
750.392	Property	E		Malicious Destruction of Property -- Vessels	10
750.397	Person	D	1998	Mayhem	10
750.397a	Person	D		Placing Harmful Objects in Food	10
750.405	Pub Saf	E		Inciting Soldiers to Desert	5
750.406	Pub Saf	E		Military Stores -- Larceny, Embezzlement or Destruction	5
750.410a	Person	G		Conspiracy to Commit a Person to State Hospital Unjustly	4
750.411a(1)(b)	Pub Ord	F		False Report of a Felony	4
750.411a(2)	Pub Ord	F		False Report of a Bombing or Threat to Bomb	4
750.411b	Pub Trst	G		Excess Fees to Members of Legislature	4
750.411h(2)(b)	Person	E		Stalking of a Minor	5
750.411i(3)(b)	Person	D	1998	Aggravated Stalking of a Minor	10
750.411/	Pub Ord	H		Money Laundering -- 4th Degree	2
750.411m	Pub Ord	E		Money Laundering -- 3rd Degree	5
750.411n	Pub Ord	D		Money Laundering -- 2nd Degree	10
750.411o	Pub Ord	B		Money Laundering -- 1st Degree	20

M.C.L.	Group	Class	TIS	Description	Stat Max
750.411p(2)(a)	Property	B		Money Laundering -- > \$10,000 Proceeds from Controlled Substance Offense	20
750.411p(2)(b)	Property	D		Money Laundering -- Proceeds From Controlled Substance Offense or Other Proceeds > \$10,000	10
750.411p(2)(c)	Property	E		Money Laundering -- Transactions Involving Represented Proceeds	5
750.413	Property	E		Unlawful Driving Away of an Automobile	5
750.414	Property	H		Unlawful Use of an Automobile	2
750.415(2)	Property	G		Motor Vehicles -- Conceal/Misrepresent Identity with Intent to Mislead	4
750.417	Property	H		Motor Vehicle -- Mortgaged -- Removal From State	4
750.418	Property	H		Removing a Vehicle Out of State without Vendor's Consent	4
750.420.	Pub Saf	H		Motor Vehicle -- Equipping to Release Smoke/Gas	4
750.421	Pub Saf	H		Motor Vehicle -- Designed for Attack	5
750.421b	Pub Saf	H		Hinder Transport of Farm/Commercial Products -- Second Offense	2
750.422	Pub Trst	G	1998	Perjury -- Committed in Court/Capital Crime	LIFE
750.422	Pub Trst	G		Perjury -- Committed in Court/Noncapital Crime	15
750.423	Pub Trst	E		Perjury	15
750.424	Pub Trst	E		Subornation of Perjury	15
750.425	Pub Trst	E		Inciting or Procuring Perjury	5
750.436(1)	Person	E		Poisoning Food/Drink/Wells	5
750.436(2)	Person	A	1998	Poison -- Food/Drink/Medicine/Wells -- Large Amounts/Injury	LIFE
750.436(3)	Pub Saf	H		Poison -- Malicious False Statement of Poisoning	2
750.439	Pub Ord	G		Polygamy	4
750.440.	Pub Ord	G		Polygamy -- Knowingly Entering a Prohibited Marriage	4
750.441	Pub Ord	G		Teaching or Advocating Polygamy	4
750.442	Pub Ord	G		Participating in Prizefights	4
750.443	Pub Ord	G		Prizefights -- Training	4
750.451	Pub Ord	G		Prostitution -- Various Offenses -- Third Offense	2
750.452	Pub Ord	E		Keeping a House of Prostitution	5
750.455	Pub Ord	G		Pandering	20
750.456	Person	B		Placing Spouse into Prostitution	20
750.457	Pub Ord	G		Accepting Earnings of a Prostitute	20
750.458	Person	B		Prostitution -- Detaining Female for Debt	20
750.459	Person	B		Transporting a Female for Prostitution	20
750.479	Person	G		Resisting or Obstructing a Peace Officer	2
750.479a(2)	Pub Saf	G		Fleeing & Eluding -- 4th Degree	2
750.479a(3)	Pub Saf	E		Fleeing & Eluding -- 3rd Degree	5
750.479a(4)	Person	D		Fleeing & Eluding -- 2nd Degree	10
750.479a(5)	Person	C		Fleeing & Eluding -- 1st Degree	15
750.479a(6)	Person	H		Assaulting Peace Officer	2

M.C.L.	Group	Class	TIS	Description	Stat Max
750.479b(1)	Person	F	1998	Disarming Peace Officer -- Nonfirearm	4
750.479b(2)	Person	D	1998	Disarming Peace Officer -- Firearm	10
750.480.	Pub Trst	F		Public Officers -- Refusing to Turn Over Books/Money to Successor	4
750.488	Pub Trst	H		Public Officers -- State Official -- Retaining Fees	2
750.490.	Pub Trst	H		Public Money -- Safekeeping	2
750.491	Pub Trst	H		Public Records -- Removal/Mutilation/Destruction	2
750.492a(1)(a)	Pub Trst	G		Medical Record -- Intentional Place False Information -- Health Care Provider	4
750.492a(2)	Pub Trst	G		Medical Record -- Health Care Provider Alter Conceal Injury/Death	4
750.495a(2)	Person	F		Concealing Objects in Trees or Wood Products -- Causing Injury	4
750.495a(3)	Person	C		Concealing Objects in Trees or Wood Products -- Causing Death	15
750.505	Pub Ord	E		Common Law Offenses	5
750.511	Person	A	1998	Blocking or Wrecking Railroad Track	LIFE
750.512	Property	E		Uncoupling Railroad Cars	10
750.513	Property	H		Issuing Fraudulent Railroad Securities	10
750.514	Property	H		Seizing Locomotive With Mail Car	10
750.516	Person	C	1998	Stopping Train to Rob	LIFE
750.517	Person	C	1998	Boarding Train to Rob	LIFE
750.520b	Person	A	1998	First Degree Criminal Sexual Conduct	LIFE
750.520c	Person	C	1998	Second Degree Criminal Sexual Conduct	15
750.520d	Person	C	1998	Third Degree Criminal Sexual Conduct	15
750.520e	Person	G	1998	Fourth Degree Criminal Sexual Conduct	2
750.520g(1)	Person	D	1998	Assault with Intent to Commit Sexual Penetration	10
750.520g(2)	Person	E	1998	Assault with Intent to Commit Sexual Contact	5
750.528	Pub Saf	F		Destroying Dwelling House or Other Property	4
750.528a	Pub Saf	F		Civil Disorders -- Firearms/Explosives	4
750.529	Person	A	1998	Armed Robbery	LIFE
750.529a	Person	A	1998	Carjacking	LIFE
750.530.	Person	C	1998	Unarmed Robbery	15
750.531	Person	C	1998	Bank Robbery/Safebreaking	LIFE
750.532	Person	H		Seduction	5
750.535	Property	E		Receiving or Concealing Stolen Property over \$100	5
750.535a	Pub Ord	E		Operating a Chop Shop	5
750.535b	Pub Saf	E		Stolen Firearms or Ammunition	10
750.539c	Pub Ord	H		Eavesdropping	2
750.539d	Pub Ord	H		Installing Eavesdropping Device	2
750.539e	Pub Ord	H		Divulging Information Obtained by Eavesdropping	2
750.539f	Pub Ord	H		Manufacture or Possession of Eavesdropping Device	2

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M.C.L.	Group	Class	TIS	Description	Stat Max
750.540.	Pub Ord	H		Tapping or Cutting Telephone Lines	2
750.540c(3)	Property	F		Telecommunications & Computer -- Manufacture or Deliver Counterfeit Communications	4
750.540f(2)	Property	E		Telecommunications & Computer -- Knowingly Publishing Counterfeit Devices -- 2nd Convi	5
750.540g(1)(c)	Property	E		Telecommunications -- Diverting Value \$1,000 - \$20,000 or Priors	5
750.540g(1)(d)	Property	D		Telecommunications -- Diverting Value >\$20,000 or Priors	10
750.545	Pub Ord	E		Misprision of Treason	5
750.552b	Property	F		Trespassing on Correctional Facility Property	4
752.191	Pub Saf	G	1998	Felonious Driving	2
752.365(3)	Pub Ord	G		Obscenity -- Second Offense	2
752.541	Pub Saf	D	1998	Riot	10
752.542	Pub Saf	D	1998	Incitement to Riot	10
752.542a	Pub Saf	D	1998	Riot in State Correctional Facilities	10
752.543	Pub Saf	G		Unlawful Assembly	5
752.701	Property	H		Destruction or Removal of Timber	1
752.797(1)(c)	Property	E		Computer Fraud -- 2 Prior Convictions or Value between \$1,000 and \$20,000	5
752.797(1)(d)	Property	D		Computer Fraud -- 3 or More Prior Convictions or Value Over \$20,000	10
752.802	Property	H		Vending Machines -- Manufacture/Sale of Slugs	5
752.811	Property	H		Breaking and Entering a Coin Operated Device	3
752.861	Person	G		Careless Discharge of Firearm Causing Injury or Death	2
752.881	Person	G		Reckless Use of Bow and Arrow Resulting in Injury or Death	2
752.1003	Property	F		Health Care Fraud -- False Claim/State, Unnecessary, Conceal Information	4
752.1004	Property	F		Health Care Fraud -- Kickbacks/Referral Fees	4
752.1005	Property	H		Health Care Fraud -- Conspiracy	10
752.1006	Property	D		Health Care Fraud -- Second Offense	20
752.1027	Person	F		Assisted Suicide	4
752.1054(2)	Property	G		Copying Audio/Video Recordings for Gain	5
764.1e	Pub Trst	C		Peace Officer -- False Statement in a Complaint	15
767.4a	Pub Trst	F		Disclosing or Possessing Grand Jury Information	4
800.281(1)	Pub Saf	H		Furnishing Prisoner with Contraband	5
800.281(2)	Pub Saf	H		Furnishing Prisoner with Contraband Outside	5
800.281(3)	Pub Saf	H		Bringing Contraband into Prisons	5
800.281(4)	Pub Saf	E		Prisoner Possessing Contraband	5
800.283(1)	Pub Saf	E		Furnishing Weapon to Prisoner in Prison	5
800.283(2)	Pub Saf	E		Prisons -- Knowledge of a Weapon in a Correctional Facility	5
800.283(3)	Pub Saf	E		Bringing Weapon into Prison	5
800.283(4)	Pub Saf	E		Prisoner Possessing Weapon	5

October, 1998

MICHIGAN STATUTORY SENTENCING GUIDELINES

Sheila Robertson Deming¹

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- III. STATUTORY INTERPRETATION**
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I. OVERVIEW OF THE STATUTORY GUIDELINES

The legislative Guidelines were developed by a 19-member Sentencing Commission appointed pursuant to MCL 769.32; MSA 28.1097(3.2). The Commission met from May 1995 through November 1997, at which time proposed Guidelines were reported and submitted to the Legislature. These Guidelines have been enacted by 1998 PA 317. The statutory basis and standards for departure and appellate review are found in MCL 769.31 *et seq*; MSA 28.1097(3.1) *et seq*. The actual guidelines, instructions, and definitions are primarily found in new Chapter XVII of the Code of Criminal Procedure, MCL 777.1 *et seq*; MSA 28.---

The Guidelines introduce two new concepts in Michigan sentencing law: Crime Groups (“offense categories” in the legislation) and Crime Classes (“offense levels” in the legislation). Every offense is categorized in the Guidelines as belonging to a particular Crime Group, and to a particular Crime Class. The Crime Groups are related to the general nature of the offense:

- Crimes Against a Person
- Crimes Against Property
- Crimes Involving a Controlled Substance
- Crimes Against Public Order
- Crimes Against Public Safety
- Crimes Against Public Trust

The appropriate Crime Group determines which Offense Variables are to be scored for the sentencing offense(s). The appropriate Crime Group of prior offenses and prior felonious conduct not resulting in conviction also affects the scoring of certain Offense Variables. The appropriate Crime Group to which prior misdemeanor offenses would belong if felonies, also determines whether prior misdemeanors are to be scored in Prior Record Variable 5.

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Every offense is also assigned to a Crime Class, which reflects the Commission's assessment of the relative seriousness of the offense² and determines which Guidelines Grid is to be used to determine the appropriate minimum sentence range. The Crime Classes are:

Second Degree Murder (M2) appropriate sentences for second-degree murder

Class A - offenses for which up to life may be appropriate

Class B - offenses for which up to 20 years may be appropriate

Class C - offenses for which up to 15 years may be appropriate

Class D - offenses for which up to 10 years may be appropriate

Class E - offenses for which up to 5 years may be appropriate

Class F - offenses for which up to 4 years may be appropriate

Class G - offenses for which up to 2 years may be appropriate

Class H - offenses for which jail or other intermediate sanctions may be appropriate

Attempts to commit Class A, B, C or D offenses are classified as Class E offenses; attempts to commit Class E, F, or G offenses are classified as Class H offenses. Attempts to commit Class H offenses are punishable by intermediate sanctions only.

There are a few offenses such as conspiracy, allowing a prisoner to escape, inducing a minor to commit a felony, etc., for which the statutory maximum is variable depending on the underlying substantive offense. For those offenses, listed in MCL 777.18; MSA 28.----, the Crime Class is that of the substantive underlying offense.³

The Crime Class descriptions were used by the Commission in determining the relative seriousness of felony offenses in Michigan, and are descriptive only for purposes of using the Guidelines. The "maximum" sentence is still determined by the statutory maximum for the offense, and the "minimum" sentence is determined by the Guidelines. The significance of the Class descriptions is that the maximum-minimum Guidelines sentence for each Crime Class is no more than 2/3 of the "appropriate sentence" of the Crime Class. This is true even if the statutory maximum for the offense is longer than the "appropriate sentence" of the Crime Class.

The majority of offenses are in the Class for which the "appropriate sentence" is the same as the statutory maximum sentence. For example, manslaughter and third-degree criminal sexual conduct are both Class C offenses; breaking & entering a building is a Class D offense; OUIL/Third is a Class E offense; etc. In many instances, however, an offense has been placed in

² The Commission was directed to develop Guidelines which treated offenses against the person more severely than other offenses, which included Guidelines for habitual offender sentence enhancement, and which identified offenses and offenders to be subject to intermediate sanctions short of state imprisonment. MCL 769.33; MSA 28.1097(3.3). The Commission considered current sentencing practices and the statutory maximums in developing the Guidelines, but neither of these factors were controlling.

³ MCL 777.21; MSA 28.----

a Crime Class for which the “appropriate sentence” is less than the statutory maximum sentence. For example, delivery of less than 50 grams of a schedule 1 or 2 controlled substance is a Class D offense. The Guidelines maximum-minimum is no more than 2/3 of 10 years. In a few instances, an offense has been placed in a Crime Class for which the “appropriate sentence” is above the statutory maximum sentence. The minimum sentence cannot exceed 2/3 of the statutory maximum and controls if the Guidelines range exceeds 2/3 of the statutory maximum in such a situation.

The legislation contains a master list of felonies sorted by MCL number which identifies to which Crime Group and Crime Class each offense has been assigned. The Guidelines Manual contains this list, and two other lists sorted by Crime Class and alphabetically by the common name of the offense.

Practice Note: The user must know the Crime Group and Crime Class of the sentencing offense(s), as well as determine the Crime Group and Crime Class of all prior felony convictions in order to accurately score the Guidelines. The user must determine the Crime Group and Crime Class that juvenile adjudications would fall into had there been an adult conviction. And the user must determine the Crime Group that misdemeanor convictions and/or criminal conduct not resulting in conviction would fall into if the conduct had resulted in a felony conviction.

The Guidelines are similar in format to the former judicial guidelines. Aspects of the offender criminal history are scored in Prior Record Variables; aspects of the criminal offense are scored in Offense Variables. These two scores determine the Prior Record and Offense Severity Levels, which are applied to a two-dimensional matrix grid to determine the minimum sentence range. As with the former guidelines, the numbers in the cells represent the minimum sentence range in months and/or provide for a “LIFE” sentence. There is one grid for each Crime Class. There is a separate grid for each Crime Class which must be used if the Court decides to enhance sentence pursuant to the habitual offender statutes.

In addition to specifying the appropriate duration of minimum sentence length within a range, the Guidelines also dictate in certain cases the appropriate sentence disposition: state imprisonment versus intermediate sanctions⁴, absent a departure. There are three (3) dispositional “levels”: imprisonment cells, “straddle” cells where the appropriate sentence may be either state imprisonment or intermediate sanctions, and “intermediate sanction” cells.

⁴ “Intermediate sanction” is defined by MCL 769.31(c); MSA 28.1097(3.1)(c), as probation or any sanction, other than imprisonment in state prison or state reformatory, that may lawfully be imposed. Intermediate sanction includes, but is not limited to, 1 or more of the following: inpatient or outpatient drug treatment, probation with any probation conditions required or authorized by law, residential probation, probation with jail, probation with SAI (boot camp), mental health treatment, mental health or substance abuse counseling, jail, jail with work or school release, jail with or without day parole, community corrections programs, community service, fine, house arrest, and electronic monitoring.

Imprisonment cell: If the upper limit of the cell range is greater than 18 months and the lower limit is greater than 12 months, a sentence to prison with a minimum term in that range **shall** be imposed, absent a departure. MCL 769.34(2); MSA 28.1097(3.4)(2).

Straddle cell: If the upper limit of the cell range is greater than 18 months and the lower limit is 12 months or less, the sentencing court **shall** impose: a sentence to prison with a minimum term in that range **or** an intermediate sanction which **may** include a jail term not less than the lower cell limit nor more than 12 months, absent a departure. MCL 769.34(4)(d); MSA 28.1097(3.4)(4)(d).

Intermediate sanction cell: If the upper limit of the cell range is 18 months or less, the court **shall** impose an “intermediate sanction” which **may** include a jail term that does not exceed the upper limit of the cell or 12 months, whichever is less, and the court cannot impose a sentence to state prison, absent a departure. MCL 769.34(4)(a); MSA 28.1097(3.4)(4)(a).

The Guidelines are tie-barred to an amended “truth-in-sentencing” scheme which eliminates “disciplinary credits” and substitutes “disciplinary time”. Understanding “truth-in-sentencing” (TIS) is critical to comprehending the significance of the Guidelines minimum sentence ranges. The minimum prison sentence imposed by the sentencing judge must be served in full in a secure facility, prior to parole eligibility.⁵ “Disciplinary credits” are abolished, and prisoners may not be placed in the community prior to completion of that minimum term. “Disciplinary time” is accumulated for institutional misconduct, and that information is submitted to the parole board to consider in granting or denying parole after the minimum sentence has been served.. “Truth-in-sentencing” (TIS) takes effect for designated serious felonies committed on or after December 15, 1998, and is extended to all felonies effective December 15, 2000.⁶ MCL 800.34; MSA 28.1404 contains the list of felony offenses subject to disciplinary time as of December 15 1998, and the TIS designation can be found in the Guidelines Manual master offense lists, indicating which felonies are TIS effective December 15, 1998.

II. APPLICABILITY OF GUIDELINES

The Guidelines apply to every felony offense and every misdemeanor punishable by more than one (1) year of imprisonment, where there is judicial sentencing discretion and which were

⁵ The only exception is where the prisoner is eligible for the SAI program and successfully completes that program, which allows for earlier parole. See generally MCL 791.234a; MSA 28.2304(1).

⁶ “Truth-in-sentencing” is implemented by amendments to the statutes governing parole eligibility, MCL 791.233, .233b, .234; MSA 28.2303, .2303(3), .2304, and statutes providing for disciplinary credits or disciplinary time. MCL 800.33, .34; MSA 28.1403, .1404.

enacted prior to the enactment of the Guidelines.⁷ Where the Legislature has directly mandated a minimum term, that mandatory term will control over an inconsistent Guidelines range.

The Guidelines apply to cases subject to habitual offender sentence enhancement. If the prosecution has given proper notice of habitual offender sentence enhancement and the Court in its discretion decides to enhance a sentence, the Guidelines are scored for the substantive offense and the appropriate grid and cell determined, but the upper limit of that appropriate cell is increased by 25, 50, or 100% depending on the degree of habitual offender enhancement (2nd, 3rd, or 4th and subsequent offense). The lower limit of the appropriate cell remains unchanged, reflecting the legislative intent that the sentencing court may but is not required to enhance the sentence. The new statutes do not contain actual habitual offender grids, but the Guidelines Manual contains separate habitual offender enhancement grids for ease of use.

Practice Note: The percentage increase for habitual offender sentence enhancement does not translate mathematically into whole months. The top end of the habitual grids have been rounded down from a fraction of a month to the next highest whole month. If the court determines to enhance a sentence pursuant to the habitual offender statutes, there are instances where the maximum-minimum sentence authorized by the statutes may exceed the grid cell by less than one month. The highest maximum-minimum can be computed mathematically if desired.

The Guidelines for the underlying conviction offense apply to sentencing for repeat Controlled Substance Act offenses, except where there is a mandatory sentence which supercedes the Guidelines' range. In other words, there is no increase in the authorized minimum sentence range in cases subject to discretionary sentence enhancement for second or subsequent Controlled Substances offenses.⁸

The Guidelines legislation is silent as to sentencing for violations of probation or after revocation of probation.

⁷ For example, there are no Guidelines for first-degree murder or felony-firearm. The Commission did not develop Guidelines for the Controlled Substances Act offenses which carry 20 year mandatory minimum sentences although there is some judicial discretion to sentence below the 20 year minimum for substantial and compelling reasons. The Commission did not develop Guidelines for the over 650 CSA offenses because there was no judicial sentencing discretion at the time the Commission was developing Guidelines. There are no Guidelines for new "offenses" created by the Legislature subsequent to enactment of the Guidelines, although the Legislature may add new offenses to the Guidelines over time and the user must be alert to such additions.

⁸ See MCL 777.18 and 777.21(4).

The Guidelines apply to offenses committed on or after January 1, 1999,⁹ and the minimum sentence shall be within the appropriate Guidelines range unless there is a statutory mandatory minimum sentence which conflicts with the Guidelines range, or the range exceeds 2/3rds of the statutory maximum, or there is a departure. MCL 769.34(2); MSA 28.1097(3.4)(2). The former Supreme Court Guidelines shall not apply to offenses committed on or after that date. MCL 769.34(1); MSA 28.1097(3.4)(1).¹⁰ In response to enactment of the legislative Guidelines, MCR 6.425(D)(1) has been amended to require use of the guidelines as required by law.

Because Michigan is replacing non-statutory guidelines with Guidelines enacted as law, retroactive application to offenses committed before the effective date would appear to be constitutionally prohibited by the ex post facto clause if the Guidelines provide for a minimum sentence in excess of that required under prior law. *Cf Miller v Florida*, 482 US 423; 107 Sct 2446; 96 LEd2d 351 (1987) [federal constitution requires use of state statutory guidelines in effect at time of the offense]. Because the Michigan Supreme Court has held that the former judicial guidelines are not law, *People v Mitchell*, 454 Mich 145, 174; 560 NW2d 600 (1997), the new statutory Guidelines minimum sentence ranges clearly reflect sentences that are in excess of that required under prior law because there were no minimum sentence ranges as a matter of law.

On the other hand, if the statutory Guidelines provide for a minimum sentence range less severe than that recommended under the former judicial guidelines, an argument might be made that the defendant is entitled to the benefit of this “ameliorative penalty” change of legislative intent. *See People v Schultz*, 435 Mich 517, 526; 460 NW2d 505 (1990).

III. STATUTORY INTERPRETATION

There are three potential sources which may be of assistance in interpreting the Legislative intent and thus determining how the Guidelines are to be scored, what may constitute a departure, and what may be a substantial and compelling reason for departure. The first source is obviously the statutory language itself. The second source is the Commission’s intent and meaning, unless clearly rejected by the Legislature.¹¹ The third source is the rule of statutory

⁹ 1998 PA 317 reflects a January 1, 1999 effective date. The effective date may yet be moved up to 12-15-98 to coincide with the effective date of the disciplinary time scheme.

¹⁰ The Supreme Court has rescinded its sentencing guidelines effective January 1, 1999 for all cases, including those in which the new Guidelines are inapplicable. Admin Order 1998-2, 459 Mich xvi (1998).

¹¹ The final Guidelines reflect three changes from the Commission’s proposed Guidelines. The Commission recommended limiting the scoring of juvenile misdemeanor adjudications to only assaultive and operating under the influence offenses; the final Guidelines provide that juvenile misdemeanor adjudications are scorable just as adult misdemeanor convictions, which are limited in PRV 5 to offenses which are related to the Person, Property, or Controlled Substances Crime Groups, or are weapons offenses, or involve operating under the influence or

construction that the Legislature is presumed to be aware of any existing judicial interpretation of words and phrases in the same subject area. Browning v Michigan Department of Corrections, 385 Mich 179; 188 NW2d 552 (1971); Fletcher v Fletcher, 447 Mich 871; 526 NW2d 889 (1994).

Because of that rule of statutory construction, pre-existing appellate decisions may be relevant and persuasive in scoring some variables. In some instances these statutory guidelines use the same words and/or definitions as found in the former judicial guidelines, so it may be assumed that the variables should be interpreted consistent with prior cases interpreting the same language. In other instances these statutory guidelines use specifically different words and/or definitions, suggesting that the Legislature intended a different interpretation.¹²

And because of that rule of statutory construction, pre-existent judicial interpretation of the meaning of the term “substantial and compelling” may also be relevant with respect to departures from the Guidelines.

IV. SCORING THE GUIDELINES

The Guidelines are scored on a Sentencing Information Report (SIR). The Guidelines must be scored for every conviction offense, including multiple concurrent and consecutive conviction counts. MCL 777.21(2); MSA 28.-----.

A. SCORING PRIOR RECORD VARIABLES

There are 7 prior record variables which apply to all offenses, and are to be scored as appropriate in every case. The highest appropriate point value is to be scored. The prior record variables generally parallel the former prior record variables, but reflect different point counts.

The scoring of a prior felony conviction or corresponding adjudication as “high” or “low” severity” is no longer determined by reference to the statutory maximum, but rather with reference to the Crime Class of the prior conviction or corresponding adjudication. Prior felonies classified M2 (Second-Degree Murder) and A through D are “high severity”; prior felonies classified E through H are “low severity”. PRV 1 through 5 refer to prior convictions or adjudications entered before the commission of the sentencing offense, PRV 6 relates to criminal

impaired. The Commission would have required in multiple conviction situations that the Guidelines be scored for the most severe offense and for any consecutive sentencing offenses; the Legislature requires scoring for all contemporaneous offenses. Finally, the Legislature reduced the cell maximums in Crime Class C through H offenses to 95% of the Commission recommendations, and reduced the cell minimums in those same Crime Classes to 80% of the Commission recommendations.

¹² In some instances, the Commission specifically reviewed existing case law interpreting the meaning of a judicial guidelines variable, and voted either to adopt or reject that interpretation.

justice status at the time the sentencing offense was committed, and PRV 7 refers to concurrent and subsequent convictions.

The 10-year lapse rule precluding the scoring of prior convictions or adjudications that precede conviction free periods of 10 years or more, has been retained in the new Guidelines. MCL 777.50; MSA 28.-----.

Prior cases holding that convictions and/or adjudications obtained in violation of the constitutional right to counsel may not be scored would appear equally applicable to the statutory Guidelines. See People v Fortson, 202 Mich App 13; 507 NW2d 763 (1993); People v Alexander (After Remand), 207 Mich App 227; 523 NW2d 653 (1994).

Expunged convictions and assignment to HYTA status are specifically included within the definition of “conviction” and are scored as prior convictions. Adjudications set aside under MCL 712A.18e or expunged are specifically included within the definition of “adjudication” and are to be scored as prior adjudications. MCL 777.50; MSA 28.-----.

The Guidelines definition of a “conviction” does not include charges which are dismissed after a probationary period without a sentence being imposed pursuant to the Controlled Substances,¹³ parental kidnapping¹⁴ and domestic violence statutes.¹⁵ The definition of “delayed sentence” status for purposes of PRV 6 - Relationship to the Criminal Justice System, expressly includes but is not limited to assignment or deferral of sentence pursuant to those statutes as well as the Holmes Youthful Trainee Act. MCL 762.11 *et seq*; MSA 28.853(11) *et seq*. MCL 777.56; MSA 28.-----.

There are other specific instructional differences as noted below.

PRV 1 - Prior High Severity Felony Convictions - provides for the scoring of “high severity” prior felony convictions, determined on the basis of the Crime Class of the prior convictions. Prior convictions listed in Crime Classes M2, A, B, C or D, and corresponding federal or out-of-state convictions, are “high severity” prior felony convictions.

PRV 2 - Prior Low Severity Felony Convictions - provides for the scoring of “low severity” prior felony convictions, determined on the basis of the Crime Class of the prior convictions. Prior convictions listed in Crime Classes E, F, G, or H, and corresponding federal or out-of-state convictions, are “low severity” prior felony convictions.

PRV 3 - Prior High Severity Juvenile Adjudications - provides for the scoring of “high severity” prior juvenile adjudications, determined on the basis of the Crime Class of the prior

¹³ MCL 333.7411; MSA 14.15(7411).

¹⁴ MCL 750.350a; MSA 28.582(1).

¹⁵ MCL 769.4a; MSA 28.1076(1).

offense if committed by an adult. Prior adjudications for Classes M2, A, B, C or D conduct are “high severity”.

PRV 4 - Prior Low Severity Juvenile Adjudications - provides for the scoring of “low severity” prior juvenile adjudications, determined on the basis of the Crime Class of the prior offense if committed by an adult. Prior adjudications for Class E, F, G or H conduct are “low severity”.

PRV 5 - Prior Misdemeanor Convictions and Misdemeanor Juvenile Adjudications - provides for the scoring of prior misdemeanor convictions or adjudications, which are weighted equally. Adult misdemeanor convictions and juvenile misdemeanor adjudications are scored only if they are related to the Person, Property or Controlled Substances Crime Groups, or are weapons offense, or involve operating under the influence or impaired driving.

Practice Note: Prior misdemeanor convictions which are used to enhance the current offense to felony status cannot be scored. For example, in a felony OUIL case, the 2 prior misdemeanors which are used to enhance the offense from a misdemeanor to felony status are not scored, but any other additional prior misdemeanor OUIL will be.

PRV 6 - Relationship to the Criminal Justice System - provides for the scoring of points reflecting the defendant’s relationship, if any, with the criminal justice system at the time of the sentencing offense. The described relationships are slightly different from the former guidelines, and should be carefully examined.

Practice Note: The relationship must exist at the time the sentencing offense was committed, and no points are scored as before if the offense occurred within 6 months of termination of a defined relationship.

PRV 7 Subsequent or Concurrent Felony Convictions - provides for the scoring of points for felony convictions which are entered after the commission of the offense for which the Guidelines are being scored. As in the former guidelines, a felony firearm conviction cannot be scored in this Variable.

Practice Note: In contrast to the former guidelines, a concurrent conviction for which a consecutive sentence will result cannot be scored. For example, if the defendant is to be sentenced for two concurrent major controlled substances offenses, the second conviction will not be scored under this Variable because these sentences are consecutive by statute.

B. SCORING OF OFFENSE VARIABLES

There are 19 Offense Variables. The Guidelines’ directions indicate which Variables are to be scored depending on the current offense Crime Group. For example, certain Offense Variables are to be scored for Person offenses, while a different selection of Offense Variables are to be scored for Public Order offenses. The highest appropriate point value is to be scored.

Some Offense Variables are similar to the offense variables in the judicial guidelines, others represent variations on former offense variables; and others are new. The Instructions are critical for application, and should be read carefully.

OV 1 -Aggravated Use of a Weapon - is similar but not identical to former OV 1. Cutting or stabbing and/or the threat with such a weapon has been added. The scorable conduct has been redefined and set at four point levels instead of the three former levels. The conduct described and the scoring Instructions should be read carefully due to the differences from former OV 1.

Relevant Prior Cases:

People v Elliott, 215 Mich App 259 (1996)

OV 2 - Lethal Potential of the Weapon Possessed - is a new variable.

OV 3 - Physical Injury to a Victim - includes only actual bodily injury, ranging from death to "bodily injury not necessitating medical treatment". Former OV 2 addressed physical injury as well as excessive brutality and/or terrorism. Former OV 2 has essentially been divided, and reorganized in this new OV 3 and new OV 7 which is entitled "aggravated physical abuse" and scores terrorism, sadism, torture, and excessive brutality. The maximum possible scoring of 100 points is limited to cases where death resulted from the commission of a crime and homicide is not the sentencing offense. Another new Instruction precludes the scoring at the 5 point range if bodily injury is an element of the sentencing offense.

Practice Note: The Instructions for new OV 3 reflect an express decision by the Commission to follow the rationale of People v Elliott, 215 Mich App 259, 263 (1996), which held that the necessity of psychological treatment and not the ability to obtain it was sufficient to sustain the scoring of former OV 13, and to apply that same reasoning to the determination of "necessitating medical treatment". "Necessitating medical treatment" means "the necessity for treatment and not the victim's success in obtaining treatment."

Relevant Prior Cases:

People v Woods, 204 Mich App 472 (1994)

OV 4 - Psychological Injury to a Victim - provides for the scoring of "serious" psychological injury "requiring professional treatment" to a victim. Former OV 13 which included serious psychological injury to a victim and/or victim's family has been divided into new OV 4 which includes only serious psychological injury to a victim and new OV 5 [see below] addresses serious psychological injury to the family of a victim of homicide or attempted homicide. The Instruction provides for assessing points if the serious psychological injury may require professional treatment, the fact that treatment has not been sought is not conclusive.

See Practice Note Above

Relevant Prior Cases:

People v Elliott, 215 Mich App 259 (1996)

OV 5 - Psychological Injury to a Member of a Victim's Family - provides for the scoring of "serious" psychological injury "requiring professional treatment" to the victim's family, and may only be scored in homicide or attempted homicide cases. This represents a change from former OV 13 which allowed the scoring of serious psychological injury to the victim's family in all cases. The Instruction provides for scoring if the serious psychological injury may require professional treatment, the fact that treatment has not been sought is not conclusive.

See Practice Note Above

Relevant Prior Cases:

People v Moseler, 202 Mich App 296 (1993)

OV 6 - Offender's Intent to Kill or Injure Another Individual - may only be scored for Person Offenses of homicide or attempted homicide. This Variable generally mirrors former OV 3, and similarly provides that the Variable must be scored consistently with a jury verdict unless the judge has information not presented to the jury which would support the scoring. The highest point level contains an expanded list of felonies in the course of which a killing occurred, and parallels the felony-murder statutory amendments since the last edition of the former guidelines.

Relevant Prior Cases:

People v Rodriguez, 212 Mich App 351 (1995)

People v LeMarbe (After Remand), 201 Mich App 45 (1993)

People v Abbott, 443 Mich 863 (1993)

OV 7 - Aggravated Physical Abuse - provides for the scoring of terrorism, sadism, torture, or excessive brutality. Terrorism and excessive brutality were scorable in former OV 2; sadism and torture are new. Former OV 2 has essentially been divided between this new OV 7 and new OV 3 which addresses actual bodily injury.

Relevant Prior Cases:

People v Johnson, 202 Mich App 291 (1993)

People v Hernandez, 443 Mich 1 (1993)

People v Dilling, 222 Mich App 44 (1997)

OV 8 - Victim Asportation or Captivity - provides for scoring if a victim was asported to another place of greater danger or to a situation of greater danger, or held captive beyond the time necessary to commit the offense. This Variable is identical to former OV 5, except that the term "asported" has replaced "moved". The Instructions mirror the former instructions providing that

0 points are to be scored if the conviction offense is kidnapping.

Relevant Prior Cases:

People v Piotrowski, 211 Mich App 527 (1995)

People v Dilling, 222 Mich App 44 (1997)

People v Jarvi, 216 Mich App 161 (1996)

People v Byrd, 452 Mich 866 (1996)

People v Hack, 219 Mich App 299 (1996)

People v Johnson, 202 Mich App 281 (1993)

OV 9 - Number of Victims - provides for the scoring of multiple victims, and is similar to former OV 6. In contrast to former OV 6 which scored 10 points for 2 or more victims, and 100 points for multiple deaths in homicide cases only, new OV 9 provides a 10 point score for 2 to 9 victims, 25 points for 10 or more victims, and again 100 points for multiple deaths in homicide cases only. This Variable includes the same Instruction contained in former OV 6 - to “count each person who was placed in danger of injury or loss of life as a victim”.

Relevant Prior Cases:

People v Chesebro, 206 Mich App 468 (1994)

People v Day, 169 Mich App 516 (1988)

People v Latzman, 153 Mich App 270 (1986), *on remand* 166 Mich App 311 (1988)

People v Johnson, 202 Mich App 281 (1993)

OV 10 - Exploitation of a Vulnerable Victim - is similar to former OV 7. The majority of the Instructions are identical to those found in the former OV 7. Significant changes to this Variable are the inclusion of “predatory conduct” as the most serious offense conduct at 15 points; and the addition of exploitation of a domestic relationship to physical disability, mental disability, youth, agedness, and authority status, and reduction of this category to 10 points. The Instructions define “predatory conduct” as “pre-offense conduct which is directed at the victim for the primary purpose of victimization”. The remainder of the Instructions mirror those of former OV 7, including that the mere existence of a factor does not automatically equate with victim vulnerability, “exploit” means to manipulate a victim for selfish or unethical purposes, “vulnerability” mean the readily apparent susceptibility of a victim to injury, physical restraint, persuasion, or temptation, and “abuse of authority status” means a victim was exploited out of fear or deference to an authority figure including, but not limited to, a parent, physician, or teacher.

Relevant Prior Cases:

People v Parlor, 184 Mich App 235 (1990)

People v Piotrowski, 211 Mich App 527 (1995)

People v Armstrong, 212 Mich App 121 (1995)

OV 11 - Criminal Sexual Penetration - is similar to former OV 12. Points are not to be scored for the one penetration that forms the basis of a first or third-degree sentencing offense.

Practice Note: One critical difference between new OV 11 and former OV 12 is an express Commission decision to reject the reasoning of People v Raby, 218 Mich App 78 (1996), *aff'd* 456 Mich 487 (1998), and limit new OV 11 to penetrations occurring during the conviction offense. Former OV 12 directed the scoring of “all penetrations involving the offender arising out of the same criminal transaction”. New OV 11 instead directs the scoring of “all sexual penetrations of the victim by the offender arising out of the sentencing offense”. An Instruction to this Variable states that criminal sexual penetrations of the victim of the sentencing offense, which did not occur during that offense, may be scored in new OV 12 and/or 13 where appropriate pursuant to the Instructions for those variables.

OV 12 Contemporaneous Felonious Criminal Acts - is similar to but more refined than former OV 25. Point scores depend on the Crime Group to which the contemporaneous felony acts are classified. Consistent with the former OV 25, the Instructions limit scoring to acts which will not result in a separate conviction. In contrast to former OV 25 which allowed the scoring of some conduct occurring within 6 months of the conviction offense, this Variable is limited to acts occurring within 24 hours of the conviction offense. The Commission expressly decided that conduct which has already been scored in OV 11 may not be scored in OV 12, a rejection as well of the decision in Raby, *supra*, that the same conduct could be scored in former OV 12 and former OV 25.

OV 13 - Continuing Pattern of Criminal Behavior - is a new variable, but includes some elements of former OV 8 and former OV 25. Borrowed from former OV 8 is the scoring of points if the conviction offense is part of a pattern of felonious criminal activity directly related to membership in an organized criminal group.

Otherwise, the scoring is for a pattern of 3 or more Person, 3 or more Property, or 3 or more of a combination of Person and Property crimes occurring within a 5 year period, and includes both conduct which has resulted in a felony conviction including the instant offense, and felonious conduct which has not resulted in a conviction.

The Instructions provide that conduct which has been scored in OV 11 or 12 cannot be used to score this Variable. Point scores vary depending on which Crime Group the pattern of offenses fall into. This Variable only scores a pattern of crimes which are designated Person and/or Property. Controlled Substances, Public Order, Public Safety, or Public Trust offenses are not counted in determining whether there is a pattern for purposes of this Variable.

Practice Note: This Variable is only scored if the conviction offense is a Person or Property crime. Controlled Substances, Public Order, Public Safety, and Public Trust convictions or crimes not resulting in conviction, are not counted as part of the pattern. Count only convictions or crimes which have occurred within 5 years of the conviction offense date. The conviction offense is to be counted as one crime if it is a Person or

Property offense, in which case only two other crimes are required for scoring purposes.

Practice Note: There is a typographical error in the legislation describing **OV 13**, stating that 25 points are to be assessed for a pattern of 3 or more crimes against property. MCL 777.43; MSA 28.----. The Compilers of MCL have agreed that this error will be corrected in the published statutes with a footnote explaining the error and that only 5 points are to be assessed for that level of conduct.

Relevant Prior Cases:

People v Johnson, 144 MA 497 (1985)
People v Williams, 147 Mich App 1 (1985)
People v McCracken, 172 Mich App 94 (1988)
People v Reddish, 181 Mich App 625 (1989)

OV 14 - Offender's Role - is similar to former OV 9. The only difference is an Instruction which states that in cases of 3 or more offenders, more than one offender may be a leader.

Relevant Prior Cases:

People v Hack, 219 Mich App 299 (1996)
People v Johnson, 202 Mich App 281 (1993)

OV 15 - Aggravated Controlled Substance Offenses - is similar to former OV 16. A significant difference is that the nature of the controlled substance, standing alone, is not accorded points as was the case with former OV 16.

Practice Note: The former guidelines defined trafficking as regularly selling to the ultimate consumer and distinguished that from commercial selling for redistribution, and accorded different points for each. The definition of trafficking in new OV 15 is selling for redistribution, and no points are scored for regularly selling to the ultimate consumer.

Relevant Prior Cases:

People v Puckett, 178 Mich App 224 (1989)
People v Williams, 188 Mich App 54 (1991)

OV 16 - Property Obtained, Damaged, Lost, or Destroyed - is similar to former OV 17. This Variable is scored where the conviction offense is Property, Public Order, Public Safety, Public Trust, and if the conviction offense is Home Invasion First or Second Degree. Aggregation of value is authorized, including amounts involved in charged but dismissed or not charged offenses, if admitted or substantiated.

OV 17 - Degree of Negligence Exhibited - is a new variable which only is scored where the conviction offense is a Person crime and an element of the offense involves the operation of a vehicle, vessel, aircraft, or locomotive. OV 17 provides for the scoring of the degree of negligence exhibited by the offender in committing the offense. OV 17 cannot be scored if the offender has been given points in OV 6, so it will usually not apply to homicide offenses.

OV 18 - Operator Ability Affected by Alcohol or Drugs - is a new variable which is only scored where the sentencing offense is a Person or Public Safety crime and where an element of the conviction offense involves the operation of a motor vehicle, vessel, aircraft, or locomotive. OV 18 provides for the scoring of the degree to which the offender/operator's ability was affected by alcohol or drugs.

OV 19 - Threat to the Security of a Penal Institution or Court or Interference with the Administration of Justice - is a new variable which may be scored in any Crime Group. OV 19 provides for the scoring of conduct which threatened the security of a penal institution or court, use of force or threat of force against a person or property to interfere or attempt to interfere with the administration of justice, or otherwise interfered or attempted to interfere with the administration of justice.

C. BURDEN AND STANDARD OF PROOF

The legislation contains no explicit direction with respect to the burden and standard of proof of contested guidelines issues. One would expect that the general rules regarding sentencing information would apply. If there is an effective challenge to the factual basis for scoring of the guidelines, the burden of proof lies with the prosecution to prove the facts by a preponderance of the evidence. *See People v Walker*, 428 Mich 261, 267; 407 NW2d 367 (1987). *See also United States v Herrera*, 928 F2d 769 (CA 6, 1991)[federal guidelines]. Due Process of law generally requires preponderance of the evidence standard with respect to sentencing issues. *See McMillan v Pennsylvania*, 477 US 79; 106 SCt 2411; 91 Led2d 67 (1986)[due process satisfied at sentencing by a preponderance of the evidence standard with respect to disputed information].

D. DETERMINING THE RECOMMENDED SENTENCE RANGE

In contrast to the many grids of the former guidelines, there are two general sets of Grids in the Guidelines: standard grids and habitual offender grids. Within each of these sets, there are 9 Grids, each representing one Crime Class. The Crime Class of the conviction offense determines which Grid to use.

The legislation requires that the court impose a minimum sentence within the "appropriate sentence range", unless the court decides to depart from the Guidelines. The "appropriate sentence range" in the former guidelines was determined solely by the cell length. Unlike the former guidelines, the "appropriate sentence range" in the statutory Guidelines in some cases is **not** necessarily determined by the cell length. Depending on the cell type (prison cell, straddle cell, or intermediate sanction cell), a sentence in length outside the cell may be an

“appropriate sentence” and sometimes a sentence which is within the cell in length may be a departure. Mandatory minimum sentences may also be an “appropriate sentence” even if outside (above) the cell length, and the rule that the minimum cannot exceed two-thirds of the maximum sentence sometimes requires that an “appropriate sentence” be outside (below) the cell length.

There are four instances when an “appropriate” or statutorily correct sentence is inconsistent with the cell length but the sentence does not constitute a departure:

1. A sentence which is required by a mandatory minimum.
MCL 769.34(2)(a); MSA 28.1097(3.4)(2)(a).
2. A sentence which is required by the 2/3rds limitation.
MCL 769.34(2)(b); MSA 28.1097(3.4)(2)(b).
3. A jail sentence below the cell length in an intermediate sanction cell.
MCL 769.34(4)(a); MSA 28.1097(3.4)(4)(a).
4. A sentence of zero (“0”) incarceration in a straddle cell.
MCL 769.34(4)(d)(ii); MSA 28.1097(3.4)(4)(d)(ii).

The following “rules” summarize what is an “appropriate sentence” and not a departure from the Guidelines:

1. A mandatory minimum sentence is the “appropriate sentence” even if more severe than the cell length or type, except that lifetime probation must always be imposed in an Intermediate Sanction Cell for delivery/possession with intent to deliver less than 50 grams and possession of between 25 and 50 grams, rather than the mandatory minimum 1 to 20 years in prison.
2. A sentence of two-thirds the statutory maximum is the “appropriate sentence” even though it is below the cell length, if the cell length is more than two-thirds of the statutory maximum for the offense.
3. Prison Cell: A minimum sentence to prison within the cell length is the “appropriate sentence” unless there is a higher mandatory minimum sentence or the cell length exceeds two-thirds of the statutory maximum.
4. Straddle Cell: the “appropriate sentence” is a minimum sentence to prison within the cell length OR an intermediate sanction sentence with a jail term not less than the cell minimum and not more than 12 months OR an intermediate sanction sentence with no (0) jail.
5. Intermediate Sanction Cell: the “appropriate sentence” is an intermediate sanction sentence with a jail term not to exceed the cell maximum or 12 months, whichever is less.

V. DEPARTURES FROM THE STATUTORY GUIDELINES

Departures from the Guidelines sentence range are allowed. The subject of “departure” may be divided into three topics:

- (A) what constitutes a departure
- (B) reasons for departure
- (C) the extent of departure

A. WHAT CONSTITUTES A DEPARTURE

A “departure” means “a sentence imposed that is not within the appropriate minimum sentence range established under the sentencing guidelines.” MCL 769.31(b); MSA 28.1097(3.1)(b).

Practice Note: As noted in the above section, deciding whether a sentence an “appropriate sentence” or whether it is a “departure” is not simple, because sometimes a sentence within the cell length may nevertheless be a departure and sometimes a sentence outside the cell length may not be a departure.

There are two types of “departures” from the Guidelines which may be described as “durational” and “dispositional”. A “durational” departure occurs when the minimum prison sentence length in months is outside (above or below) the appropriate cell range, or when the minimum sentence to jail in months is above the appropriate cell range in an intermediate sanction cell or below the appropriate cell range is a straddle cell.. A “dispositional” departure occurs when the the upper limit of the cell range is 18 months or less and the court imposes a sentence of imprisonment, or when the lower limit of the cell range is more than 12 months and the court imposes an intermediate sanction sentence..

B. REASONS FOR DEPARTURE

A sentencing judge may depart from the minimum sentence range provided for by the Guidelines on the basis of a “substantial and compelling” reason which must be placed on the record:

“... a court may depart from the appropriate sentence range established under the sentencing guidelines ... if the court has a substantial and compelling reason for that departure and states on the record the reasons for departure”. MCL 769.34(3); MSA 28.1097(3.4)(3).

The House Republican Bill Analysis of the Conference Report of the initial Guidelines legislation describes the departure standard compared to the judicial guidelines departure policy as having “new obstacles in that path”. House Republican Bill Analysis HB 4782, 12-13-94.

There are two specific statutory limitations on departures:

- 1) "the court shall not use an individual's gender, race, ethnicity, alienage, national origin, legal occupation, lack of employment, representation by appointed legal counsel, representation by retained legal counsel, appearance in propria persona, or religion to depart from the appropriate sentence range", and
- 2) "the court shall not base a departure on an offense characteristic or offender characteristic already taken into account in determining the appropriate sentence range unless the court finds from the facts contained in the court record, including the presentence investigation report, that the characteristic has been given inadequate or disproportionate weight". MCL 769.34(3); MSA 28.1097(3.4)(3).

The Sentencing Commission expressly decided not to provide a suggested list of departure reasons, and instead will monitor the level of departures and will reexamine the sentence ranges if it appears that excessive departures identify the need for possible amendment to the guidelines. Policy Consideration 3, adopted 11-3-95.

The Commission was aware of the Legislature's use of the substantial and compelling standard in the Controlled Substances Act, and the case law interpretation of the standard in People v Fields, 448 Mich 58; 528 NW2d 176 (1995). It remains to be seen how the appellate courts will interpret this standard in the context of the Guidelines. In the interim, the Fields standard may be of some guidance.¹⁶

In Fields, the Michigan Supreme Court held that only "objective and verifiable" factors may be used to determine whether substantial and compelling reasons exist to depart from certain minimum sentences set by the Legislature for some Controlled Substances Act offenses. Further, the Court overruled the "notion" that factors that arise subsequent to arrest are "disfavored", holding that "[t]hese factors should be assigned the same weight as preexisting factors such as age or employment history". 448 Mich at 77.

The Court determined as a matter of legislative intent that the terms "substantial and compelling" constituted "strong language", and that the "Legislature did not wish that trial judges be able to deviate from the statutory minimum sentences for any reason". "Instead, the reasons justifying departure should 'keenly' or 'irresistibly' grab our attention, and we should recognize them as being of 'considerable worth' in deciding the length of a sentence." 448 Mich at 67. The Court stated that that departure standard "cannot acquire a meaning that would allow trial judges to regularly use broad discretion to deviate" and that it was reasonable to conclude that the

¹⁶ The Legislature has also used the term "substantial and compelling" as the standard for departure in the parole guidelines. See MCL 791.233e(6); MSA 28.2303(6)(6). There is very little reported caselaw addressing the standard in that context. See, In re Parole of Johnson, 219 Mich App 595 (1996); In re Parole of Glover, 226 Mich App 655 (1997), *lv grtd* 458 Mich 866 (1998); Franciosi v Michigan Parole Board, 230 Mich App 87 (1998); Scholtz v Michigan Parole Board, ___ MA ___ (1998)(#191258, 8-11-98).

Legislature intended that substantial and compelling reasons would “exist only in exceptional cases”. 448 Mich at 68.

The Fields Court cited with approval, “in order to give further guidance regarding the meaning of ‘substantial and compelling’”, the following cases:

People v Harvey, 203 Mich App 445 (1994)
People v Shinholster, 196 Mich App 531 (1992)
People v Poppa, 193 Mich App 184 (1992)

Subsequent relevant decisions interpreting the Fields “substantial and compelling” test are:

People v Catanzarite, 211 Mich App 573 (1995)
People v Perry, 216 Mich App 277 (1996)
People v Johnson, Mich App (1997)
People v Hellis, 211 Mich App 634 (1995)
People v Ealy, Mich App (1997)

Four other States with guidelines sentencing schemes use a “substantial and compelling” standard for departure, and a fifth uses a “compelling” standard. The Fields Court cited Washington,¹⁷ Oregon,¹⁸ and Kansas¹⁹ caselaw as “persuasive authority” in regard to “the most natural meaning of this language in this area of the law”. 448 Mich at 75-76. So it may also be helpful and/or persuasive to consider what has or has not been found to be “substantial and compelling” and/or “compelling” in those jurisdictions. The Minnesota Guidelines use a substantial and compelling standard for departure,²⁰ and Utah provides for a departure based on compelling aggravating or mitigating circumstances.²¹

¹⁷ See Wash Rev Code Ann 9.94A.010 *et seq.* The Washington Guidelines, implemented in 1984, provide that a judge may depart from the guidelines when there are substantial and compelling reasons.

¹⁸ See ORS 137.667 *et seq.*; OR ADC 213-004-0001 *et seq.* The Oregon Guidelines, implemented in 1989, provide that a judge may depart where there are substantial and compelling factors.

¹⁹ See Kan Stat Ann 21-4710 *et seq.* The Kansas Guidelines were implemented in 1993. The standard of appellate review of a departure sentence is whether there are substantial and compelling reasons for the departure.

²⁰ See Minn Stat Ann Ch 244.

²¹ See U.C.A. Title 63, Ch 25a, Part 3 *et seq.*

C. EXTENT OF DEPARTURE.

The degree of an upward departure is limited at the extreme to 2/3 of the statutory maximum, as the Commission expressly adopted the 2/3 rule of People v Tanner,²² and the Legislature subsequently enacted that policy as law. MCL 769.34(2)(b); MSA 28.1097(3.4)(2)(b).

The legislation is silent with respect to the degree or extent of a departure. This is again an area where one might look to the post-Fields decisions, where the Court of Appeals has sometimes found that there were substantial and compelling reasons to depart but not to support the degree or extent of departure.

Relevant Prior Cases:

People v Catanzarite, 211 Mich App 573 (1995)

People v Perry, 216 Mich App 277 (1996)

People v Johnson, 223 Mich App 170 (1997)

VI. APPELLATE REVIEW

A. APPELLATE REVIEW OF SCORING DECISIONS

The legislation provides for appellate review of scoring decisions. See MCL 769.34(10); MSA 28.1097(3.4)(10).

Practice Note: In People v Mitchell, 454 Mich 145; 560 NW2d 600 (1997), the Court held that because the judicial guidelines did not have the force of law, a claim that those guidelines were misscored was not cognizable on appeal unless a factual predicate for the challenged scoring was wholly unsupported or materially false and the sentence was disproportionate. That rule would not apply to these new legislative Guidelines which do have the force of law and where the Legislature has specifically authorized appellate review of scoring decisions.

**** Preservation of Issue***

By statute, objections to Guidelines scoring may be made at or before the time of sentencing, by way of a post-conviction trial court motion for resentencing, and by way of a motion to remand in the Court of Appeals. MCL 769.34(10); MSA 28.1097(3.4)(10).

Practice Note: To the extent the legislation authorizes a non-contemporaneous or post-conviction objection to Guidelines scoring; it is inconsistent with the contemporaneous objection rule adopted by the Supreme Court with respect to its own former judicial

²² People v Tanner, 387 Mich 683 (1972).

guidelines. See MCR 6.429(C). A question may arise whether the Supreme Court can and will decide as a matter of its procedural authority to adopt a new rule or apply its existing rule requiring a contemporaneous objection, which might control as a matter of procedure. The Supreme Court amended MCR 6.425(D)(1) in response to enactment of the new guidelines, but did not amend MCR 6.429(C).

*** *Standard of Review***

The scoring of the Guidelines may involve questions of fact, of law, or mixed questions of fact and law. In appellate review of the federal Sentencing Guidelines, factual determinations are subject to a clearly erroneous standard of review, and legal determinations to a *de novo* review. See e.g., United States v Roberts, 898 F2d 1465 (CA 10, 1990); United States v Harrington, 923 F2d 1371 (CA9, 1991); United States v DeLaRosa, 911 F2d 985 (CA5, 1990).

B. APPELLATE REVIEW OF SENTENCES WITHIN GUIDELINES

The legislation provides that an appellate court must affirm a minimum sentence which is within the correctly scored Guidelines range. MCL 769.34(10); MSA 28.1097(3.4)(10). This provision appears to implicitly overrule that part of People v Milbourn, 435 Mich 630; 461 NW2d 1 (1990) which held that a sentence within the judicial guidelines might nevertheless constitute a reversible abuse of sentencing discretion.

C. APPELLATE REVIEW OF DEPARTURES

Where the minimum sentence is longer or more severe than the appropriate sentence and is therefore a departure from the Guidelines, the sentencing judge must advise the defendant as part of his or her appellate rights that the defendant may appeal the sentence on the basis that it is a departure. MCL 769.34(7); MSA 28.1097(3.4)(7). Although the Supreme Court amended MCR 6.425(C)(1) in response to the enactment of the sentencing guidelines, it did not amend MCR 6.425(E) to include this required advice.

*** *Preservation of Issue***

The legislation specifically authorizes the right to appeal a departure sentence. MCL 769.34(7); MSA 28.1097(3.4)(7). Arguably, no contemporaneous objection will be required.

*** *Standard of Review***

Departures from the Guidelines may involve questions of fact, of law, or mixed questions of fact and law. People v Fields, 448 Mich 58; 528 NW2d 176 (1994), provides an obvious analogy for the appropriate standard of review. In Fields, the Court held that:

(A) the existence or non-existence of a particular factor is a factual determination which should be reviewed by an appellate court for clear error. 448 Mich at 77.

(B) the determination that a particular factor is objective and verifiable should be reviewed by the appellate court as a matter of law [*i.e.*, *de novo*], 448 Mich at 78; and

(C) a determination that objective and verifiable factors constitute substantial and compelling reasons to depart should be reviewed by the appellate court for an abuse of discretion. 448 Mich at 78.

Act No. 317
Public Acts of 1998
Approved by the Governor
July 28, 1998
Filed with the Secretary of State
July 30, 1998
EFFECTIVE DATE: December 15, 1998

**STATE OF MICHIGAN
89TH LEGISLATURE
REGULAR SESSION OF 1998**

Introduced by Rep. McNutt

Reps. Birkholz, Bodem, Brewer, Byl, Ciaramitaro, Crissman, Cropsey, DeVuyst, Fitzgerald, Geiger, Gernaat, Gilmer, Gire, Goschka, Jansen, Jelinek, Jellema, Johnson, Kukuk, London, Lowe, Mans, McBryde, Middaugh, Middleton, Nye, Oxender, Perricone, Profit, Raczkowski, Richner, Rocca, Sikkema and Voorhees named co-sponsors

ENROLLED HOUSE BILL No. 5419

AN ACT to amend 1927 PA 175, entitled "An act to revise, consolidate, and codify the laws relating to criminal procedure and to define the jurisdiction, powers, and duties of courts, judges, and other officers of the court under the provisions of this act; to provide laws relative to the rights of persons accused of criminal offenses and ordinance violations; to provide for the arrest of persons charged with or suspected of criminal offenses and ordinance violations; to provide for bail of persons arrested for or accused of criminal offenses and ordinance violations; to provide for the examination of persons accused of criminal offenses; to regulate the procedure relative to grand juries, indictments, informations, and proceedings before trial; to provide for trials of persons complained of or indicted for criminal offenses and ordinance violations and to provide for the procedure in those trials; to provide for judgments and sentences of persons convicted of criminal offenses and ordinance violations; to establish a sentencing commission and to prescribe its powers and duties; to provide for procedure relating to new trials and appeals in criminal and ordinance violation cases; to provide a uniform system of probation throughout this state and the appointment of probation officers; to prescribe the powers, duties, and compensation of probation officers; to provide penalties for the violation of the duties of probation officers; to provide for procedure governing proceedings to prevent crime and proceedings for the discovery of crime; to provide for fees of officers, witnesses, and others in criminal and ordinance violation cases; to set forth miscellaneous provisions as to criminal procedure in certain cases; to provide penalties for the violation of certain provisions of this act; and to repeal all acts and parts of acts inconsistent with or contravening any of the provisions of this act," by amending sections 8, 10, 11, 12, 31, 33, and 34 of chapter IX and section 14 of chapter XI (MCL 769.8, 769.10, 769.11, 769.12, 769.31, 769.33, 769.34, and 771.14), section 8 of chapter IX as amended by 1994 PA 322, sections 10 and 11 of chapter IX as amended by 1988 PA 90, and section 12 of chapter IX and section 14 of chapter XI as amended and sections 31, 33, and 34 of chapter IX as added by 1994 PA 445, and by adding section 35 to chapter IX and adding chapter XVII.

The People of the State of Michigan enact:

CHAPTER IX

Sec. 8. (1) When a person is convicted for the first time for committing a felony and the punishment prescribed by law for that offense may be imprisonment in a state prison, the court imposing sentence shall not fix a definite term of imprisonment, but shall fix a minimum term, except as otherwise provided in this chapter. The maximum penalty provided by law shall be the maximum sentence in all cases except as provided in this chapter and shall be stated by the judge in imposing the sentence.

(2) Before or at the time of imposing sentence, the judge shall ascertain by examining the defendant under oath, or otherwise, and by other evidence as can be obtained tending to indicate briefly the causes of the defendant's criminal character or conduct, which facts and other facts that appear to be pertinent in the case the judge shall cause to be entered upon the minutes of the court.

Sec. 10. (1) If a person has been convicted of a felony or an attempt to commit a felony, whether the conviction occurred in this state or would have been for a felony or attempt to commit a felony in this state if obtained in this state, and that person commits a subsequent felony within this state, the person shall be punished upon conviction of the subsequent felony and sentencing under section 13 of this chapter as follows:

(a) If the subsequent felony is punishable upon a first conviction by imprisonment for a term less than life, the court, except as otherwise provided in this section or section 1 of chapter XI, may place the person on probation or sentence the person to imprisonment for a maximum term that is not more than 1-1/2 times the longest term prescribed for a first conviction of that offense or for a lesser term.

(b) If the subsequent felony is punishable upon a first conviction by imprisonment for life, the court, except as otherwise provided in this section or section 1 of chapter XI, may place the person on probation or sentence the person to imprisonment for life or for a lesser term.

(c) If the subsequent felony is a major controlled substance offense, the person shall be punished as provided by part 74 of the public health code, 1978 PA 368, MCL 333.7401 to 333.7461.

(2) If the court pursuant to this section imposes a sentence of imprisonment for any term of years, the court shall fix the length of both the minimum and maximum sentence within any specified limits in terms of years or a fraction of a year and the sentence so imposed shall be considered an indeterminate sentence.

(3) A conviction shall not be used to enhance a sentence under this section if that conviction is used to enhance a sentence under a statute that prohibits use of the conviction for further enhancement under this section.

Sec. 11. (1) If a person has been convicted of any combination of 2 or more felonies or attempts to commit felonies, whether the convictions occurred in this state or would have been for felonies or attempts to commit felonies in this state if obtained in this state, and that person commits a subsequent felony within this state, the person shall be punished upon conviction of the subsequent felony and sentencing under section 13 of this chapter as follows:

(a) If the subsequent felony is punishable upon a first conviction by imprisonment for a term less than life, the court, except as otherwise provided in this section or section 1 of chapter XI, may sentence the person to imprisonment for a maximum term that is not more than twice the longest term prescribed by law for a first conviction of that offense or for a lesser term.

(b) If the subsequent felony is punishable upon a first conviction by imprisonment for life, the court, except as otherwise provided in this section or section 1 of chapter XI, may sentence the person to imprisonment for life or for a lesser term.

(c) If the subsequent felony is a major controlled substance offense, the person shall be punished as provided by part 74 of the public health code, 1978 PA 368, MCL 333.7401 to 333.7461.

(2) If the court pursuant to this section imposes a sentence of imprisonment for any term of years, the court shall fix the length of both the minimum and maximum sentence within any specified limits in terms of years or a fraction of a year, and the sentence so imposed shall be considered an indeterminate sentence.

(3) A conviction shall not be used to enhance a sentence under this section if that conviction is used to enhance a sentence under a statute that prohibits use of the conviction for further enhancement under this section.

Sec. 12. (1) If a person has been convicted of any combination of 3 or more felonies or attempts to commit felonies, whether the convictions occurred in this state or would have been for felonies or attempts to commit felonies in this state if obtained in this state, and that person commits a subsequent felony within this state, the person shall be punished upon conviction of the subsequent felony and sentencing under section 13 of this chapter as follows:

(a) If the subsequent felony is punishable upon a first conviction by imprisonment for a maximum term of 5 years or more or for life, the court, except as otherwise provided in this section or section 1 of chapter XI, may sentence the person to imprisonment for life or for a lesser term.

(b) If the subsequent felony is punishable upon a first conviction by imprisonment for a maximum term that is less than 5 years, the court, except as otherwise provided in this section or section 1 of chapter XI, may sentence the person to imprisonment for a maximum term of not more than 15 years.

(c) If the subsequent felony is a major controlled substance offense, the person shall be punished as provided by part 74 of the public health code, 1978 PA 368, MCL 333.7401 to 333.7461.

(2) If the court pursuant to this section imposes a sentence of imprisonment for any term of years, the court shall fix the length of both the minimum and maximum sentence within any specified limits in terms of years or a fraction of a year, and the sentence so imposed shall be considered an indeterminate sentence.

(3) A conviction shall not be used to enhance a sentence under this section if that conviction is used to enhance a sentence under a statute that prohibits use of the conviction for further enhancement under this section.

(4) An offender sentenced under this section or section 10 or 11 of this chapter for an offense other than a major controlled substance offense is not eligible for parole until expiration of the following:

(a) For a prisoner other than a prisoner subject to disciplinary time, the minimum term fixed by the sentencing judge at the time of sentence unless the sentencing judge or a successor gives written approval for parole at an earlier date authorized by law.

(b) For a prisoner subject to disciplinary time, the minimum term fixed by the sentencing judge.

(5) This section and sections 10 and 11 of this chapter are not in derogation of other provisions of law that permit or direct the imposition of a consecutive sentence for a subsequent felony.

(6) As used in this section, "prisoner subject to disciplinary time" means that term as defined in section 34 of 1893 PA 118, MCL 800.34.

Sec. 31. As used in this section and sections 32 to 34 of this chapter:

(a) "Commission" means the sentencing commission created in section 32 of this chapter.

(b) "Departure" means a sentence imposed that is not within the appropriate minimum sentence range established under the sentencing guidelines set forth in chapter XVII.

(c) "Intermediate sanction" means probation or any sanction, other than imprisonment in a state prison or state reformatory, that may lawfully be imposed. Intermediate sanction includes, but is not limited to, 1 or more of the following:

(i) Inpatient or outpatient drug treatment.

(ii) Probation with any probation conditions required or authorized by law.

(iii) Residential probation.

(iv) Probation with jail.

(v) Probation with special alternative incarceration.

(vi) Mental health treatment.

(vii) Mental health or substance abuse counseling.

(viii) Jail.

(ix) Jail with work or school release.

(x) Jail, with or without authorization for day parole under 1962 PA 60, MCL 801.251 to 801.258.

(xi) Participation in a community corrections program.

(xii) Community service.

(xiii) Payment of a fine.

(xiv) House arrest.

(xv) Electronic monitoring.

(d) "Offender characteristics" means only the prior criminal record of an offender.

(e) "Offense characteristics" means the elements of the crime and the aggravating and mitigating factors relating to the offense that the commission determines are appropriate and consistent with the criteria described in section 33(1)(e) of this chapter. For purposes of this subdivision, an offense described in section 33b of 1953 PA 232, MCL 791.233b, that resulted in a conviction and that arose out of the same transaction as the offense for which the sentencing guidelines are being scored shall be considered as an aggravating factor.

(f) "Prior criminal record" means all of the following:

(i) Misdemeanor and felony convictions.

(ii) Probation and parole violations involving criminal activity.

(iii) Dispositions entered under section 18 of chapter XIIA of 1939 PA 288, MCL 712A.18, for acts that would have been crimes if committed by an adult.

(iv) Assignment to youthful trainee status under sections 11 to 15 of chapter II.

(v) A conviction set aside under 1965 PA 213, MCL 780.621 to 780.624.

(vi) Dispositions described in subparagraph (iii) that have been set aside under section 18e of chapter XIIA of 1939 PA 288, MCL 712A.18e, or expunged.

(g) "Total capacity of state correctional facilities" means, at any given time, the capacities of all permanent and temporary state correctional facilities in use and all state correctional facilities approved for construction under the joint capital outlay process as of the preceding June 1.

Sec. 33. (1) The commission shall do all of the following:

(a) Collect, prepare, analyze, and disseminate information regarding state and local sentencing practices for felonies and the use of prisons and jails. The state court administrator shall continue to collect data regarding sentencing practices and shall provide the data necessary to the commission.

(b) Conduct on-going research regarding the impact of the sentencing guidelines set forth in chapter XVII.

(c) Collect, analyze, and compile data and make projections regarding the populations and capacities of state and local correctional facilities and the impact of the sentencing guidelines on those populations and capacities.

(d) In cooperation with the state court administrator, collect, analyze, and compile data regarding the effect of sentencing guidelines on the case load, docket flow, and case backlog of the trial and appellate courts of this state.

(e) Develop modifications to the sentencing guidelines as provided in subsection (4). Any modifications to the sentencing guidelines shall accomplish all of the following:

(i) Provide for protection of the public.

(ii) Consider an offense involving violence against a person as more severe than other offenses.

(iii) Be proportionate to the seriousness of the offense and the offender's prior criminal record.

(iv) Reduce sentencing disparities based on factors other than offense characteristics and offender characteristics and ensure that offenders with similar offense and offender characteristics receive substantially similar sentences.

(v) Specify the circumstances under which a term of imprisonment is proper and the circumstances under which intermediate sanctions are proper.

(vi) Establish sentence ranges for imprisonment that are within the minimum and maximum sentences allowed by law for the offenses to which the ranges apply.

(vii) Maintain separate sentence ranges for convictions under the habitual offender provisions in sections 10, 11, 12, and 13 of this chapter, which may include as an aggravating factor, among other relevant considerations, that the accused has engaged in a pattern of proven or admitted criminal behavior.

(viii) Establish sentence ranges the commission considers appropriate.

(2) In developing modifications to the sentencing guidelines, the commission shall consider the likelihood that the capacity of state and local correctional facilities will be exceeded. The commission shall submit to the legislature a prison impact report relating to any modifications to sentencing guidelines. The report shall include the projected impact on total capacity of state correctional facilities.

(3) Modifications to sentencing guidelines shall include recommended intermediate sanctions for each case in which the upper limit of the recommended minimum sentence range is 18 months or less.

(4) The commission may recommend modifications to the sentencing guidelines set forth in chapter XVII. Modifications of those sentencing guidelines shall not be recommended sooner than January 1, 2001 unless the modifications are based upon omissions, technical errors, changes in the law, or court decisions. Subsequent modifications shall not be recommended sooner than 2 years after previous modifications other than modifications based upon omissions, technical errors, changes in the law, or court decisions.

(5) The commission shall submit any recommended modifications to the sentencing guidelines to the secretary of the senate and the clerk of the house of representatives. If the legislature does not enact modifications to the sentencing guidelines within 60 days after introduction of a bill to enact sentencing guidelines modifications based on the recommendations, the commission shall revise the recommended modifications and submit them to the secretary of the senate and the clerk of the house of representatives within 90 days. The revised modifications are subject to the requirements of subsections (1), (2), and (3). Until the legislature enacts modifications to the sentencing guidelines into law, the commission shall continue to revise and resubmit the modifications to the legislature under the schedule provided in this subsection.

Sec. 34. (1) The sentencing guidelines promulgated by order of the Michigan supreme court shall not apply to felonies enumerated in part 2 of chapter XVII committed on or after January 1, 1999.

(2) Except as otherwise provided in this subsection or for a departure from the appropriate minimum sentence range provided for under subsection (3), the minimum sentence imposed by a court of this state for a felony enumerated in part 2 of chapter XVII committed on or after January 1, 1999 shall be within the appropriate sentence range under the

version of those sentencing guidelines in effect on the date the crime was committed. Both of the following apply to minimum sentences under this subsection:

(a) If a statute mandates a minimum sentence, the court shall impose sentence in accordance with that statute. Imposing a mandatory minimum sentence is not a departure under this section.

(b) The court shall not impose a minimum sentence, including a departure, that exceeds 2/3 of the statutory maximum sentence.

(3) A court may depart from the appropriate sentence range established under the sentencing guidelines set forth in chapter XVII if the court has a substantial and compelling reason for that departure and states on the record the reasons for departure. All of the following apply to a departure:

(a) The court shall not use an individual's gender, race, ethnicity, alienage, national origin, legal occupation, lack of employment, representation by appointed legal counsel, representation by retained legal counsel, appearance in propria persona, or religion to depart from the appropriate sentence range.

(b) The court shall not base a departure on an offense characteristic or offender characteristic already taken into account in determining the appropriate sentence range unless the court finds from the facts contained in the court record, including the presentence investigation report, that the characteristic has been given inadequate or disproportionate weight.

(4) Intermediate sanctions shall be imposed under this chapter as follows:

(a) If the upper limit of the recommended minimum sentence range for a defendant determined under the sentencing guidelines set forth in chapter XVII is 18 months or less, the court shall impose an intermediate sanction unless the court states on the record a substantial and compelling reason to sentence the individual to the jurisdiction of the department of corrections. An intermediate sanction may include a jail term that does not exceed the upper limit of the recommended minimum sentence range or 12 months, whichever is less.

(b) If the offense is a violation of section 7401(2)(a)(iv) or 7403(2)(a)(iv) of the public health code, 1978 PA 368, MCL 333.7401 and 333.7403, and the upper limit of the recommended minimum sentence range is 18 months or less, the court shall impose a sentence of life probation absent a departure.

(c) If an attempt to commit a felony designated in offense class H in part 2 of this chapter is punishable by imprisonment for more than 1 year, the court shall impose an intermediate sanction upon conviction of that offense absent a departure.

(d) If the upper limit of the recommended minimum sentence exceeds 18 months and the lower limit of the recommended minimum sentence is 12 months or less, the court shall sentence the offender as follows absent a departure:

(i) To imprisonment with a minimum term within that range.

(ii) To an intermediate sanction that may include a term of imprisonment of not less than the minimum range or more than 12 months.

(5) If a crime has a mandatory determinant penalty or a mandatory penalty of life imprisonment, the court shall impose that penalty. This section does not apply to sentencing for that crime.

(6) As part of the sentence, the court may also order the defendant to pay any combination of a fine, costs, or applicable assessments. The court shall order payment of restitution as provided by law.

(7) If the trial court imposes on a defendant a minimum sentence that is longer or more severe than the appropriate sentence range, as part of the court's advice of the defendant's rights concerning appeal, the court shall advise the defendant orally and in writing that he or she may appeal the sentence as provided by law on grounds that it is longer or more severe than the appropriate sentence range.

(8) All of the following shall be part of the record filed for an appeal of a sentence under this section:

(a) An entire record of the sentencing proceedings.

(b) The presentence investigation report. Any portion of the presentence investigation report exempt from disclosure by law shall not be a public record.

(c) Any other reports or documents the sentencing court used in imposing sentence.

(9) An appeal of a sentence under this section does not stay execution of the sentence.

(10) If a minimum sentence is within the appropriate guidelines sentence range, the court of appeals shall affirm that sentence and shall not remand for resentencing absent an error in scoring the sentencing guidelines or inaccurate information relied upon in determining the defendant's sentence. A party shall not raise on appeal an issue challenging the scoring of the sentencing guidelines or challenging the accuracy of information relied upon in determining a sentence that is within the appropriate guidelines sentence range unless the party has raised the issue at sentencing, in a proper motion for resentencing, or in a proper motion to remand filed in the court of appeals.

(11) If, upon a review of the record, the court of appeals finds the trial court did not have a substantial and compelling reason for departing from the appropriate sentence range, the court shall remand the matter to the sentencing judge or another trial court judge for resentencing under this chapter.

(12) Time served on the sentence appealed under this section is considered time served on any sentence imposed after remand.

Sec. 35. The department of corrections shall operate a jail reimbursement program that provides funding to counties for housing offenders in county jails who otherwise would have been sentenced to prison. The criteria for reimbursement, including but not limited to criteria for determining those offenders who otherwise would have been sentenced to prison, and the rate of reimbursement shall be established in the annual appropriations acts for the department of corrections.

CHAPTER XI

Sec. 14. (1) Before the court sentences a person charged with a felony or a person who is a licensee or registrant under article 15 of the public health code, 1978 PA 368, MCL 333.16101 to 333.18838, as described in section 1(11) of chapter IX, and, if directed by the court, in any other case in which a person is charged with a misdemeanor within the jurisdiction of the court, the probation officer shall inquire into the antecedents, character, and circumstances of the person, and shall report in writing to the court.

(2) A presentence investigation report prepared under subsection (1) shall include all of the following:

(a) An evaluation of and a prognosis for the person's adjustment in the community based on factual information contained in the report.

(b) If requested by a victim, any written impact statement submitted by the victim under the crime victim's rights act, 1985 PA 87, MCL 780.751 to 780.834.

(c) A specific written recommendation for disposition based on the evaluation and other information as prescribed by the assistant director of the department of corrections in charge of probation.

(d) A statement prepared by the prosecuting attorney as to whether consecutive sentencing is required or authorized by law.

(e) For a person to be sentenced under the sentencing guidelines set forth in chapter XVII, all of the following:

(i) For each conviction entered, the sentence grid in part 6 of chapter XVII that contains the recommended minimum sentence ranges.

(ii) The computation that determines the recommended minimum sentence range for each conviction entered.

(iii) A specific statement as to the applicability of intermediate sanctions, as defined in section 31 of chapter IX.

(iv) The recommended sentence.

(f) If a person is to be sentenced for a felony or for a misdemeanor involving the illegal delivery, possession, or use of alcohol or a controlled substance, a statement that the person is licensed or registered under article 15 of the public health code, 1978 PA 368, MCL 333.16101 to 333.18838, if applicable.

(g) Diagnostic opinions that are available and not exempted from disclosure under subsection (3).

(3) The court may exempt from disclosure in the presentence investigation report information or a diagnostic opinion that might seriously disrupt a program of rehabilitation or sources of information obtained on a promise of confidentiality. If a part of the presentence investigation report is not disclosed, the court shall state on the record the reasons for its action and inform the defendant and his or her attorney that information has not been disclosed. The action of the court in exempting information from disclosure is subject to appellate review. Information or a diagnostic opinion exempted from disclosure pursuant to this subsection shall be specifically noted in the presentence investigation report.

(4) If a prepared presentence investigation report is amended or altered before sentencing by the supervisor of the probation officer who prepared the report or by any other person who has the authority to amend or alter a presentence investigation report, the probation officer may request that the court strike his or her name from the report and the court shall comply with that request.

(5) The court shall permit the prosecutor, the defendant's attorney, and the defendant to review the presentence investigation report before sentencing.

(6) At the time of sentencing, either party may challenge, on the record, the accuracy or relevancy of any information contained in the presentence investigation report. The court may order an adjournment to permit the parties to prepare a challenge or a response to a challenge. If the court finds on the record that the challenged information is inaccurate or irrelevant, that finding shall be made a part of the record, the presentence investigation report shall be amended, and the inaccurate or irrelevant information shall be stricken accordingly before the report is transmitted to the department of corrections.

(7) On appeal, the defendant's attorney, or the defendant if proceeding pro se, shall be provided with a copy of the presentence investigation report and any attachments to the report with the exception of any information exempted from disclosure by the court under subsection (3).

(8) If the person is committed to a state penal institution, a copy or amended copy of the presentence investigation report and, if a psychiatric examination of the person has been made for the court, a copy of the psychiatric report shall accompany the commitment papers. If the person is sentenced by fine or imprisonment or placed on probation or other disposition of his or her case is made by the court, a copy or amended copy of the presentence investigation report, including a psychiatric examination report made in the case, shall be filed with the department of corrections.

(9) A prisoner under the jurisdiction of the department of corrections shall be provided with a copy of any presentence investigation report in the department's possession about that prisoner, except for information exempted from disclosure under subsection (3), not less than 30 days before a parole interview is conducted under section 35 of 1953 PA 232, MCL 791.235.

CHAPTER XVII

PART 1

GENERAL PROVISIONS

Sec. 1. As used in this chapter:

(a) "Aircraft" means that term as defined in section 4 of the aeronautics code of the state of Michigan, 1945 PA 327, MCL 259.4.

(b) "Departure" means that term as defined in section 31 of chapter IX.

(c) "Homicide" means any crime in which the death of a human being is an element of that crime.

(d) "Intermediate sanction" means that term as defined in section 31 of chapter IX.

(e) "Vehicle" means that term as defined in section 79 of the Michigan vehicle code, 1949 PA 300, MCL 257.49.

Sec. 5. The offense categories are designated in part 2 of this chapter as follows:

(a) Crimes against a person are designated "person".

(b) Crimes against property are designated "property".

(c) Crimes involving a controlled substance are designated "CS".

(d) Crimes against public order are designated "pub ord".

(e) Crimes against public trust are designated "pub trst".

(f) Crimes against public safety are designated "pub saf".

Sec. 6. The offense descriptions in part 2 of this chapter are for assistance only and the statutes listed govern application of the sentencing guidelines.

PART 2

Sec. 11. This chapter applies to the following felonies enumerated in chapters 1 to 199 of the Michigan Compiled Laws:

M.C.L.	Category	Class	Description	Stat Max
4.421(1)	Pub trst	G	Lobbyists—compensation contingent on outcome of action	3
4.421(2)	Pub trst	G	Lobbyists giving gifts	3
18.366(1)	Property	E	False presentation to crime victim services commission to obtain more than \$100	10
18.1268(9)	Pub trst	H	Purposefully submitting false business certification	Fine
21.154	Pub trst	E	Public officer—embezzlement	5
28.293(1)	Pub ord	E	False information when applying for state ID	5
28.293(2)	Pub ord	D	False information when applying for state ID—second offense	7
28.293(3)	Pub ord	C	False information when applying for state ID—third or subsequent offense	15
28.295(1)(a)	Pub ord	H	Forging state ID card to commit felony	4
28.295(3)	Property	H	Using stolen state ID card to commit felony	Variable
28.295a(1)	Pub ord	H	False representation to obtain or misuse personal information	4
28.295a(2)	Pub ord	G	False representation to obtain or misuse personal information—second offense	7

M.C.L.	Category	Class	Description	Stat Max
28.295a(3)	Pub ord	C	False representation to obtain or misuse personal information—third or subsequent offense	15
28.422	Pub saf	G	Pistols—license application forgery	4
28.729	Pub ord	G	Sex offenders—failure to register	4
35.929	Pub trst	H	Willful falsification in application for veterans benefits	3
35.980	Pub trst	H	False statement in application for Korean veterans benefits	3
35.1029	Pub trst	H	False statement in application for Vietnam veterans benefits	3
38.412a(1)	Pub trst	H	County employee providing answers to county civil service exam	1
38.516	Pub trst	H	Fire and police civil service—appointment or employment contrary to act	2
45.82	Pub trst	E	County purchasing agent—violations in awarding bids or contracts	5
47.8	Pub trst	H	Payment of claim against county before audit	2
47.56	Pub trst	H	Wayne County treasurer paying claims without appropriate signature	2
51.364	Pub trst	H	Appointment or selection contrary to civil service commission rules	2
110.28	Pub trst	G	Fourth class cities—misappropriation of money or property	3
117.25(3)	Pub trst	E	Amendment to city electors—willfully affixing another's signature, false rep	15
125.1447	Property	G	Michigan state housing development authority—false pretenses over \$100	10
168.731(4)	Pub trst	G	Election law—filing certain false statements	2
168.734	Pub trst	G	Election law—election board refusing to provide challenger conveniences	2
168.756	Pub trst	E	Elector's false statement concerning inability to mark ballot	5
168.757	Pub trst	E	Election inspector—unlawful conduct	5
168.759(8)	Pub trst	E	Forged signature on absentee ballot	5
168.759b	Pub trst	E	False statement in application for emergency absentee ballot	5
168.761(5)	Pub trst	E	Assisting an absentee voter in making a false statement	5
168.769(4)	Pub trst	E	Voting both in person and by absentee ballot	5
168.792a(11)	Pub trst	E	Disclosing how ballot voted or election results early before polls are closed	5
168.792a(16)	Pub trst	E	Disclosing election result or how ballot voted	5
168.808	Pub trst	E	Untrue statement by member of board of inspectors	4
168.873	Pub trst	E	Misconduct of election employee in recount—county and local	5
168.887	Pub trst	E	Misconduct of election employee in recount	5
168.932(a)	Pub trst	E	Bribing or intimidating voters	5
168.932(b)	Pub trst	E	Ballot tampering	5
168.932(c)	Pub trst	E	Destroying or falsifying election return or records	5
168.932(d)	Pub trst	E	Disclosing votes or obstructing voter	5
168.932(e)	Pub trst	E	Absentee ballot tampering	5
168.932(f)	Pub trst	E	Election law—possess absent voter ballot delivered to another person	5
168.932(g)	Pub trst	E	Suggesting how a disabled voter should vote	5
168.932(h)	Pub trst	E	Suggesting or influencing how an absentee voter should vote	5
168.932(i)	Pub trst	E	Organizing a meeting where absentee voter ballots are to be voted	5
168.932a	Pub trst	G	Election offenses	4
168.933	Pub trst	E	False swearing to register or vote	5
168.936	Pub trst	E	Election law—perjury	5
168.937	Pub trst	E	Election law—forgery	5
169.254	Pub trst	H	Campaign finance—corporate contributions	3
169.255	Pub trst	H	Campaign finance—corporate solicitation for certain funds	3
169.266	Pub trst	H	Campaign finance—qualified campaign expenditures	3

Sec. 12. This chapter applies to the following felonies enumerated in chapters 200 to 299 of the Michigan Compiled Laws:

M.C.L.	Category	Class	Description	Stat Max
205.27(1)(a)	Pub trst	G	Failure to file or false tax return or payment	5
205.27(1)(b)	Pub trst	G	Aiding and abetting tax evasion or filing false returns	5
205.27(1)(c)	Pub trst	G	Making/permitting false tax returns or payments	5
205.27(3)	Pub trst	G	False tax returns/perjury	15
205.28	Pub trst	G	Compromising/unauthorized disclosure of tax information	5
205.28(1)(e)	Pub trst	G	State employee compromising taxes	5
205.28(1)(f)	Pub trst	G	Unauthorized disclosure of tax information	5
205.428(2)	Pub trst	G	Tobacco products tax act violations	5
207.118a	Pub ord	G	Gasoline tax—embezzlement over \$100	10
207.119	Pub trst	G	Gasoline or motor fuel tax violation	4
207.127c	Pub ord	G	Diesel fuel tax—embezzlement over \$100	10
207.754(3)	Pub trst	G	State treasurer—municipality tax—divulging confidential information	5
257.233a(7)	Pub ord	G	Odometer tampering	5
257.254	Property	E	Possessing stolen vehicle title	10
257.257(1)	Property	G	Altering or forging vehicle documents—first offense	5
257.257(2)	Property	G	Altering or forging vehicle documents—second offense	7
257.257(3)	Property	E	Altering or forging vehicle documents—third offense	15
257.329(1)	Property	G	Possession/sale of stolen or counterfeit insurance certificates	5
257.329(2)	Property	E	Possession/sale of stolen or counterfeit insurance certificates—second offense	7
257.329(3)	Property	E	Possession/sale of stolen or counterfeit insurance certificates—third offense	15
257.602a(2)	Pub saf	G	Fleeing and eluding—fourth degree	2
257.602a(3)	Pub saf	E	Fleeing and eluding—third degree	5
257.602a(4)	Person	D	Fleeing and eluding—second degree	10
257.602a(5)	Person	C	Fleeing and eluding—first degree	15
257.617	Person	E	Failure to stop at scene of a serious personal injury accident	5
257.625(4)	Person	C	OUIL—causing death	15
257.625(5)	Person	E	OUIL—causing serious impairment of body function	5
257.625(7)(d)	Pub saf	E	OUIL—third offense	5
257.625n(10)	Pub ord	G	Disposing of vehicle to avoid forfeiture	4
257.744a	Pub saf	D	False statement in citation—perjury	15
257.902	Pub saf	E	Motor vehicle code violations	5
257.903(1)	Property	E	Motor vehicle code—false certification—first offense	5
257.903(2)	Property	E	Motor vehicle code—false certification—second offense	7
257.903(3)	Property	D	Motor vehicle code—false certification—third offense	15
257.1353(2)	Pub trst	H	Motor vehicle—fail to record material matter—second offense	2
257.1354(2)	Pub trst	H	Motor vehicle—general violations—second offense	2
257.1355	Pub trst	H	Motor vehicle—fail to record transaction/falsify records	2
259.183	Property	E	Aircraft—unlawful taking or tampering	5
259.185(8)	Pub saf	G	Aircraft—OUIL—third offense	5
285.82	Pub trst	H	Grain dealers act violations	5
285.279	Pub trst	E	Falsely obtaining money—agricultural land	10
286.455(2)	Pub saf	G	Agriculture—hazardous substance	5
287.77(1)	Pub saf	H	Agriculture—livestock condemnation	4
287.323(1)	Person	C	Dangerous animal causing death	15
287.323(2)	Person	G	Dangerous animal causing serious injury	4
287.679	Pub ord	H	Dead animals	1
287.744(1)	Pub ord	G	Animal industry act violations	5
287.855	Pub saf	G	Agriculture—contaminating livestock/false statement/violation of quarantine	5
288.223	Pub saf	G	Sale or labeling of oleomargarine violations	3
288.257	Pub saf	G	Margarine violations	3
288.284	Pub trst	H	Selling falsely branded cheese	2
290.629(1)	Person	G	Weights and measures—assaults enforcement officer	2
290.631(3)	Pub trst	G	Weights and measures	5

M.C.L.	Category	Class	Description	Stat Max
290.650	Person	G	Motor fuels—assaulting/obstructing director or authorized representative	2
290.650b(3)	Pub trst	H	Motor fuels violations	2

Sec. 13. This chapter applies to the following felonies enumerated in chapters 300 to 399 of the Michigan Compiled Laws:

M.C.L.	Category	Class	Description	Stat Max
324.1608	Person	G	Resisting and obstructing conservation officer	2
324.2157(3)	Property	H	State owned property—damages of \$1,000 or more	180 days
324.3115(2)	Pub saf	H	Waste discharge violations—second offense	2
324.5531(4)	Pub saf	H	Knowingly releasing pollutants	2
324.5531(5)	Pub saf	G	Knowingly releasing pollutants—causing death or serious bodily injury	6
324.5531(6)	Pub saf	C	Knowingly releasing pollutants—resulting in death or serious bodily injury	15
324.8905(2)	Pub saf	H	Infectious waste/pathological waste/sharps—littering violation	2
324.8905(3)	Pub saf	G	Infectious waste/pathological waste/sharps—littering violation—second offense	5
324.11151(2)	Pub saf	H	Hazardous waste violations—second or subsequent offense	2
324.11151(3)	Pub saf	H	Hazardous waste violation—disregard for human life	2
324.11151(3)	Pub saf	G	Hazardous waste violation—extreme indifference for human life	5
324.12116(2)	Pub saf	H	Waste—false statement or entry in a license application	2
324.20139(3)	Pub saf	H	Hazardous waste—knowingly releases or causes the release	2
324.21324(1)	Pub saf	G	Underground storage tanks—false or misleading information	5
324.21548(1)	Pub trst	H	False statement, report, claim, bid, work invoice, or other request for payment	5
324.30316(3)	Pub saf	H	NREPA violation—subsequent offense	2
324.31525	Person	G	NREPA—imminent danger of death or serious injury—subsequent offense	2
324.33939(1)	Pub trst	H	NREPA violation for commercial purposes	2
324.40118(11)	Pub ord	G	Wildlife conservation—buying selling protected animals—subsequent offense	4
324.51120(2)	Property	H	Removing forest products over \$2,500	3
324.51512	Pub saf	D	Willfully setting forest fires	10
324.61511	Pub trst	G	False affidavit under NREPA	5
324.61521(1)	Pub trst	G	Evading rule under NREPA	3
324.76107(4)	Pub trst	G	Recovering abandoned property in Great Lakes without permit	2
324.80130d(1)	Pub ord	H	False representation to obtain personal information	4
324.80130d(2)	Pub ord	G	False representation to obtain personal information—second offense	7
324.80130d(3)	Pub ord	C	False representation to obtain personal information—third or subsequent offense	15
324.80172	Person	G	Negligent crippling or homicide by vessel	2
324.80173	Person	G	Felonious operation of a vessel	2
324.80176(4)	Person	C	Operating a vessel under the influence causing death	15
324.80176(5)	Person	E	Operating a vessel under the influence causing long-term incapacitating injury	5
324.80177(1)(c)	Pub saf	E	Operating a vessel under the influence—third offense	5
324.80319a(1)	Pub ord	H	False representation to obtain personal information	4
324.80319a(2)	Pub ord	G	False representation to obtain personal information—second offense	7
324.80319a(3)	Pub ord	C	False representation to obtain personal information—third or subsequent offense	15
324.81120(1)	Pub ord	H	False representation to obtain personal information	4
324.81120(2)	Pub ord	G	False representation to obtain personal information—second offense	7
324.81120(3)	Pub ord	C	False representation to obtain personal information—third or subsequent offense	15
324.81134(6)	Pub saf	E	Operating an ORV under the influence—third offense	4

M.C.L.	Category	Class	Description	Stat Max
324.82127(4)	Person	C	Operating a snowmobile under the influence causing death	15
324.82127(5)	Person	E	Operating a snowmobile under the influence causing long-term incapacitating injury	5
324.82128(1)(c)	Pub saf	E	Operating a snowmobile under the influence—third offense	5
324.82160(1)	Pub ord	H	False representation to obtain personal information	4
324.82160(2)	Pub ord	G	False representation to obtain personal information—second offense	7
324.82160(3)	Pub ord	C	False representation to obtain personal information—third or subsequent offense	15
328.232	Property	E	Conversion of funeral contracts	5
333.2685	Person	E	Use of a live human embryo, fetus for nontherapeutic research	5
333.2688	Person	E	Research on dead embryo or fetus without mother's consent	5
333.2689	Person	E	Abortion to obtain embryo	5
333.2690	Person	E	Sale or delivery of fetus or embryo	5
333.2835(9)	Pub trst	G	Disclosing confidential information—abortion	3
333.5210	Person	F	AIDS—sexual penetration with uninformed partner	4
333.5661	Person	F	Fraud resulting in patient death	4
333.7341(8)	CS	G	Delivery or manufacture or imitation controlled substance	2
333.7401(2)(a)(i)	CS	A	Delivery or manufacture of > 649 grams by juvenile	Life
333.7401(2)(a)(iii)	CS	B	Delivery or manufacture of 50-224 grams	20
333.7401(2)(a)(iv)	CS	D	Delivery or manufacture of < 50 grams	20
333.7401(2)(b)	CS	E	Delivery or manufacture schedule 1/2/3 except marijuana	7
333.7401(2)(c)	CS	F	Delivery or manufacture schedule 4	4
333.7401(2)(d)(i)	CS	C	Delivery or manufacture > 45 kilos of marijuana	15
333.7401(2)(d)(ii)	CS	D	Delivery or manufacture 5-45 kilos of marijuana	7
333.7401(2)(d)(iii)	CS	F	Delivery or manufacture < 5 kilos or 20 plants of marijuana	4
333.7401(2)(e)	CS	G	Delivery or manufacture schedule 5	2
333.7401(2)(f)	CS	D	Delivery or manufacture official or counterfeit prescription form	20
333.7401(2)(g)	CS	D	Delivery or manufacture prescription or counterfeit form (other than official)	7
333.7402(2)(a)	CS	D	Delivery or manufacture imitation controlled substance	10
333.7402(2)(b)	CS	E	Delivery or manufacture imitation controlled substance schedule 1/2/3	5
333.7402(2)(c)	CS	F	Delivery or manufacture imitation controlled substance schedule 4	4
333.7402(2)(d)	CS	G	Delivery or manufacture imitation controlled substance schedule 5	2
333.7402(2)(e)	CS	C	Delivery or manufacture analogue	15
333.7403(2)(a)(i)	CS	A	Possession > 649 grams by juvenile	Life
333.7403(2)(a)(iii)	CS	B	Possession 50-224 grams	20
333.7403(2)(a)(iv)	CS	G	Possession 25-49 grams	4
333.7403(2)(a)(v)	CS	G	Possession of < 25 grams	4
333.7403(2)(b)	CS	G	Possession certain schedule 1/2/3/4 or analogue	2
333.7403(2)(e)	CS	H	Possession of official prescription form	1
333.7405(a)	CS	G	Controlled substance violations by licensee	2
333.7405(b)	CS	G	Manufacturing or distribution violations by licensee	2
333.7405(c)	CS	G	Refusing lawful inspection	2
333.7405(d)	CS	G	Maintaining drug house	2
333.7407(1)(a)	CS	G	Controlled substance violations by licensee	4
333.7407(1)(b)	CS	G	Use of fictitious, revoked, or suspended license number	4
333.7407(1)(c)	CS	G	Obtaining controlled substance by fraud	4
333.7407(1)(d)	CS	G	False reports under controlled substance article	4
333.7407(1)(e)	CS	G	Possession of counterfeiting implements	4
333.7407(1)(f)	CS	F	Disclosing or obtaining prescription information	4
333.7407(1)(g)	CS	F	Possession of counterfeit prescription form	4
333.7407(2)	CS	G	Refusing to furnish records under controlled substance article	4
333.10204(1)	Pub ord	F	Transferring a human organ for valuable consideration	4
333.13738(2)	Pub saf	F	Waste disposal violations—second offense	5
333.13738(3)	Pub saf	F	Disposing of waste—indifference to human life	2
333.13738(3)	Pub saf	B	Disposing of waste—extreme indifference to human life	20

M.C.L.	Category	Class	Description	Stat Max
333.16170(3)	Pub trst	F	False representation—health professional recovery program	4
333.16294	Pub saf	F	Health profession—unauthorized practice	4
333.17766a(2)(a)	CS	F	Possession of steroids—second offense	4
333.17766a(3)	CS	E	Delivery or manufacture of steroids	7
333.17766a(4)	CS	G	Delivery of imitation steroids	7
333.17766c(2)	CS	G	Possession >10 grams ephedrine	2
333.20142(5)	Pub trst	F	False statement—application licensure health facility	4
333.21792	Pub trst	G	Nursing homes—referral fees/bribing officials/accepting bribes	4
388.936	Pub trst	F	Knowingly making false statement—school district loans	4
388.962	Pub trst	F	Knowingly making false statement—school district loans	4

Sec. 14. This chapter applies to the following felonies enumerated in chapters 400 to 499 of the Michigan Compiled Laws:

M.C.L.	Category	Class	Description	Stat Max
400.60(2)	Property	H	Welfare—obtaining over \$500 by failure to inform	4
400.603	Pub trst	G	Medicaid fraud—false statement in benefit/concealing information	4
400.604	Pub trst	G	Medicaid fraud—kickback/referral fees	4
400.605	Pub trst	G	Medicaid fraud—false statement regarding institutions	4
400.606	Property	E	Medicaid fraud—conspiracy	10
400.607	Pub trst	G	Medicaid fraud—false claim/medically unnecessary	4
400.609	Property	D	Medicaid fraud—fourth offense	10
400.713(13)	Pub saf	H	Adult foster care—unlicensed facility—first offense	2
400.713(13)	Pub saf	F	Adult foster care—unlicensed facility—second or subsequent violation	5
400.722(4)	Pub saf	F	Adult foster care—maintaining operation after refusal of licensure	5
408.1035(5)	Pub saf	G	MIOSHA violation—second offense	3
408.1035(5)	Pub saf	I	MIOSHA violation—first offense	1
408.1035a(5)	Pub saf	I	MIOSHA violations/writs of mandamus/assaults—first offense	1
408.1035a(5)	Pub saf	G	MIOSHA violations/writs of mandamus/assaults—second offense	3
409.122(2)	Person	E	Employment of children during certain hours—third offense	10
409.122(2)	Pub ord	G	Employment of children during certain hours—second offense	2
409.122(3)	Person	D	Employment of children in child sexually abusive activity	20
421.54(a)(ii)(B)	Property	H	Unemployment comp fraud—failure to comply with act/rule \$25,000-\$100,000	2
421.54(a)(ii)(C)	Property	G	Unemployment comp fraud—failure to comply with act/rule over \$100,000	5
421.54(a)(iv)(B)	Property	H	Unemployment comp fraud—willful violation of act/rule over \$100,000	2
421.54(b)(ii)(B)	Property	H	Unemployment comp fraud—false statement or misrepresent over \$25,000	2
421.54(b)(ii)(C)	Property	H	Unemployment comp fraud—false statement or misrepresentation without actual loss	2
421.54(d)	Property	H	Unemployment comp fraud—disclose confidential information for financial gain	1
421.54a	Property	G	Unemployment comp fraud—false statement as condition of employment	10
421.54b(b)(i)	Property	H	Unemployment comp fraud—conspiracy with loss of \$25,000 or less	2
421.54b(b)(ii)	Property	G	Unemployment comp fraud—conspiracy with loss over \$25,000	5
421.54b(b)(iii)	Property	H	Unemployment comp fraud—conspiracy with no actual loss	2
421.54c(b)(ii)	Property	H	Unemployment comp fraud—embezzlement of \$25,000 to under \$100,000	2
421.54c(b)(iii)	Property	G	Unemployment comp fraud—embezzlement of \$100,000 or more	5
421.54c(b)(iv)	Property	H	Unemployment comp fraud—embezzlement with no actual loss	2
426.106	Property	E	Marking of logs and timber—forging	5
431.257	Pub trst	G	Racing, boxing and exhibition racing	2

M.C.L.	Category	Class	Description	Stat Max
431.307(8)	Pub trst	G	Horse racing—testifying falsely to commissioner while under oath	4
431.330(4)	Pub trst	G	Horse racing—administering a drug that could affect racing condition	5
431.332	Pub trst	G	Horse racing—influencing or attempting to influence result of race	5
432.30	Property	G	Lottery—forgery of tickets	5
432.218	Pub ord	D	Casino gaming offenses	10
436.1701(2)	Person	D	Selling alcohol to a minor and causing death	10
436.1909(3)	Pub ord	H	Liquor violation	1
436.1919	Pub ord	H	Fraudulent documents, labels, or stamps	1
438.41	Property	E	Criminal usury	5
440.9307(4)	Property	G	Farming—illegal sale of secured products	3
442.219	Pub trst	E	Sales—false statement	5
443.50	Pub trst	E	Issuing warehouse receipt for goods not received	5
443.52	Pub trst	E	Issuing duplicate warehouse receipt not so marked	5
444.13	Pub trst	H	Warehousemen and warehouse receipts	2
444.107	Pub trst	E	Warehouse certificates—willfully alter or destroy	5
445.487(2)	Pub ord	H	Precious metal and gem dealer failure to record material matter—second offense	2
445.488(2)	Pub ord	H	Precious metal and gem dealer violations—second offense	2
445.489	Pub ord	H	Precious metal and gem dealer violations	2
445.490	Pub ord	H	Precious metal and gem dealer failure to obtain a certificate of registration	2
445.779	Pub ord	H	Antitrust violation	2
445.1505	Pub trst	G	Franchise investment law—fraudulent filing/offers	7
445.1508	Pub trst	G	Franchise investment law—sale without proper disclosure	7
445.1513	Pub trst	G	Franchise investment law—illegal offers/sales	7
445.1520	Pub trst	G	Franchise investment law—keeping records	7
445.1521	Pub trst	G	Franchise investment law—false representation	7
445.1523	Pub trst	G	Franchise investment law—false statements of material fact	7
445.1525	Pub trst	G	Franchise investment law—false advertising	7
445.1528	Pub trst	D	Pyramid/chain promotions—offer or sell	7
445.1671	Pub trst	E	Mortgage brokers, lenders—knowingly giving a false statement	15
445.1679	Pub trst	H	Mortgage brokers act—general violations	3
450.775	Pub ord	H	Corporations—minority and woman owned businesses	2
450.795	Pub ord	H	Corporations—handicapper business opportunity act	2
451.319	Pub trst	G	Securities, real estate, and debt management—violation	2
451.434	Pub trst	H	Debt management act—licensee violations	2
451.501	Pub trst	E	Blue sky laws—fraudulent schemes/statements	10
451.502	Pub trst	E	Blue sky laws—investment advisor/agent fraud	10
451.503	Pub trst	E	Blue sky laws—make/sell false bullion/certificates	10
451.601	Pub trst	E	Blue sky laws—unregistered broker/dealer/agent/advisor	10
451.603(h)	Pub trst	E	Blue sky laws—fail to notify administrator of sanctions	10
451.604(a)(1)(J) to (S) and (V) to (Z)	Pub trst	E	Blue sky laws—various violations	10
451.701	Pub trst	E	Blue sky laws—offer/sell unregistered securities	10
451.802	Pub trst	E	Blue sky laws—unlawfully selling securities	10
451.804	Pub trst	E	Blue sky laws—willful false statements	10
451.805(b)	Pub trst	E	Blue sky laws—false representation of administrative approval	10
451.806(b)	Pub trst	E	Blue sky laws—improper disclosure by cor and sec bur employee	10
462.257(1)	Person	A	Trains—endangering travel	Life
462.353(5)	Pub saf	F	Operating a locomotive—under the influence	4
472.36	Pub saf	A	Street railways—obstruction of track	Life
482.44	Property	H	Bills of lading—issuance for goods not received	5
482.46	Property	H	Bills of lading—issuance of duplicate not so marked	5
482.48	Property	H	Bills of lading—negotiation when goods not in carriers' possession	5

M.C.L.	Category	Class	Description	Stat Max
482.49	Property	H	Bills of lading—inducing carrier to issue when goods have not been received	5
482.50	Property	H	Bills of lading—issuance of non-negotiable bill not so marked	5
483.226	Pub trst	E	Officer of a pipeline company—intent to defraud—stock	10
487.1505(6)	Pub trst	E	BIDCO act—knowingly receiving money or property at an interest rate > 25%	5
492.137(a)	Pub trst	H	Installment sales of motor vehicles	3
493.56a(13)	Pub trst	C	False statement in reports—secondary mortgage	15
493.77(2)	Pub trst	H	Regulatory loans	3

Sec. 15. This chapter applies to the following felonies enumerated in chapters 500 to 749 of the Michigan Compiled Laws:

M.C.L.	Category	Class	Description	Stat Max
500.1325(3)	Pub trst	E	Insurance code—knowingly misrepresenting false financial condition	5
500.1371	Pub trst	H	Holding companies—violation	2
500.1505(2)	Pub trst	C	Insurance code—license and regulatory violations	15
500.4511(1)	Pub trst	F	Insurance code—fraudulent insurance act	4
500.4511(2)	Pub trst	D	Insurance fraud—agreement or conspiracy to commit	10
500.5252(4)	Property	G	Insurance—improper personal interest in transactions	5
500.7034(2)	Pub trst	E	Officer of a MEWA knowingly receive valuables for sale property or loan	10
500.8197(2)	Pub trst	C	Insurance—knowing or willful false statements in application for insurance	15
500.8197(3)	Property	E	Consolidation merger—compensation otherwise than expressed in contract	5
551.6	Person	H	Marriage license—mental or venereal disease	5
554.836	Property	E	Real and property—living care disclosure act	7
565.371	Property	G	Fraudulent conveyances—recording with intent to deceive	3
565.827	Pub trst	E	Land sales act—false or fraudulent statement	10
570.152	Property	G	Contractor—fraudulent use of building contract fund	3
570.1110	Property	F	Contractor—false sworn statements over \$100	4
570.1207	Property	G	Construction liens—false information	4
600.908(8)	Pub trst	E	Immunity to witness—committing perjury	15
600.2136	Pub trst	E	Library record, book, paper—false certification in court	15
600.2907a	Property	G	Recording documents affecting property without lawful cause	3
600.2916	Pub saf	G	Revised judicature act—lethal gases for fumigation	4
600.8713	Pub trst	G	Revised judicature act—false statement by authorized local officials	15
600.8813	Pub trst	E	Law enforcement officer—knowingly making false statement in a citation	15
710.54(11)	Pub trst	F	Offer to give other consideration—adoption—subsequent violation	4
710.55(1)	Pub trst	F	Adoption—persons not authorized placing child—subsequent violation	4
710.69	Person	F	Michigan adoption law—second offense	4
711.1(8)	Pub trst	E	Intentional false statement in petition for name change	15
722.633(5)(b)	Person	F	Intentional false report of child abuse constituting a felony	4
722.675	Pub ord	E	Distributing obscene matter to children	2
722.857	Person	E	Surrogate parenting act—contracts involving minors, mentally retarded, etc.	5
722.859(3)	Person	E	Surrogate parenting act—contracts for compensation	5

Sec. 16. This chapter applies to felonies enumerated in chapter 750 of the Michigan Compiled Laws as set forth in sections 16a to 16z of this chapter.

Sec. 16a. This chapter applies to the following felonies enumerated in chapter 750 of the Michigan Compiled Laws:

M.C.L.	Category	Class	Description	Stat Max
750.11	Person	A	Taking a woman and compelling her to marry	Life
750.12	Person	H	Taking a woman with intent to compel her to marry	10
750.13	Person	D	Enticing female under 16 for immoral purposes	10
750.14	Person	C	Abortion resulting in death of female	15
750.14	Person	G	Abortion	4
750.30	Pub ord	H	Adultery	4
750.32	Pub ord	H	Cohabitation of divorced parties	4

Sec. 16b. This chapter applies to the following felonies enumerated in chapter 750 of the Michigan Compiled Laws:

M.C.L.	Category	Class	Description	Stat Max
750.49(2)(a) to (d)	Pub ord	F	Fighting animals or providing facilities for animal fights	4
750.49(2)(e)	Pub ord	F	Organizing or promoting animal fights	4
750.49(2)(f)	Pub ord	H	Attending animal fight	4
750.49(2)(g)	Pub ord	F	Breeding or selling fighting animals	4
750.49(2)(h)	Pub ord	F	Selling or possessing equipment for animal fights	4
750.49(8)	Person	A	Inciting fighting animal resulting in death	Life
750.49(9)	Person	F	Inciting fighting animal to attack	4
750.49(10)	Person	D	Fighting animal attacking without provocation and death resulting	15
750.50(4)	Pub ord	G	Animal neglect or cruelty—second offense	2
750.50(4)	Pub ord	F	Animal neglect or cruelty—third or subsequent offense	4
750.50b(2)	Property	F	Killing or torturing animals	4
750.50c(5)	Pub ord	E	Killing or causing serious physical harm to law enforcement animal	5
750.50c(7)	Pub saf	H	Harassing or causing harm to law enforcement animal while committing crime	2
750.68	Property	G	Changing brands with intent to steal	4

Sec. 16c. This chapter applies to the following felonies enumerated in chapter 750 of the Michigan Compiled Laws:

M.C.L.	Category	Class	Description	Stat Max
750.72	Person	B	Arson of a dwelling house	20
750.73	Property	D	Arson of real property	10
750.74	Person	F	Arson of personal property greater than \$50	4
750.75	Property	D	Arson of insured property	10
750.77	Person	F	Preparing to burn personal property greater than \$50	4
750.78	Pub saf	F	Arson of woods and prairies	4
750.79	Pub saf	F	Violating township rules concerning clearing of land and burning	4
750.80	Property	D	Arson of mines	Life

Sec. 16d. This chapter applies to the following felonies enumerated in chapter 750 of the Michigan Compiled Laws:

M.C.L.	Category	Class	Description	Stat Max
750.81(4)	Person	G	Domestic assault—third offense	2
750.81a(3)	Person	G	Aggravated domestic assault—second offense	2
750.82(1)	Person	F	Felonious assault	4
750.82(2)	Person	F	Felonious assault—weapon-free school zone	4
750.83	Person	A	Assault with intent to murder	Life
750.84	Person	D	Assault with intent to do great bodily harm less than murder	10
750.86	Person	D	Assault with intent to maim	10
750.87	Person	D	Assault with intent to commit a felony	10
750.88	Person	C	Assault with intent to commit unarmed robbery	15
750.89	Person	A	Assault with intent to commit armed robbery	Life
750.90	Person	D	Sexual intercourse under pretext of medical treatment	10
750.91	Person	A	Attempted murder	Life

Sec. 16e. This chapter applies to the following felonies enumerated in chapter 750 of the Michigan Compiled Laws:

M.C.L.	Category	Class	Description	Stat Max
50.93	Property	G	Removing or destroying bonds in state treasury	10
50.94	Property	G	Issuing bank notes without complying with requirements	10
50.95	Property	G	Fraudulent bank notes	10
50.96	Property	G	Fraudulent disposal of bank property	4
50.97	Property	H	Statements derogatory to financial condition of bank	4
50.98	Pub ord	G	Private banking	4
50.99	Pub trst	G	Certifying checks without sufficient funds	4
50.100	Pub trst	E	Banks—conducting business when insolvent	5
50.101	Pub trst	E	Violating financial institutions act	5
50.104	Property	F	Fitting boat with intent to destroy	4
50.105	Property	G	Making false cargo invoice for boat	4
50.106	Property	G	Boats—making or procuring false protest	4

Sec. 16f. This chapter applies to the following felonies enumerated in chapter 750 of the Michigan Compiled Laws:

M.C.L.	Category	Class	Description	Stat Max
50.110	Property	D	Breaking and entering with intent to commit felony or larceny	10
50.110a(4)	Person	B	Home invasion—first degree	20
50.110a(5)	Person	C	Home invasion—second degree	15
50.111	Property	E	Entering without breaking with intent to commit felony or larceny	5
50.112	Person	A	Burglary with explosives	Life
50.116	Property	E	Possession of burglar's tools	10
50.117	Pub trst	F	Bribing public officer	4
50.118	Pub trst	D	Public officer accepting bribe	10
50.119	Pub trst	F	Bribing jurors and others	4
50.120	Pub trst	F	Jurors and others accepting bribes	4
50.121	Pub trst	F	Bribing public officers to influence contract	4
50.124	Pub trst	G	Bribing athletes	4
50.128	Pub ord	H	Bucket shops	2
50.131(3)(a)(iv)	Property	H	NSF checks—\$50 or less—fourth offense	13 months
50.131(3)(b)(ii)	Property	H	NSF checks—\$50 to \$200—third offense	13 months
50.131(3)(c)	Property	H	NSF checks—over \$200	13 months
50.131a(1)	Property	H	No account checks	2
50.131a(2)	Property	H	No account checks—three within 10 days	2

Sec. 16g. This chapter applies to the following felonies enumerated in chapter 750 of the Michigan Compiled Laws:

M.C.L.	Category	Class	Description	Stat Max
50.135	Person	D	Exposing children with intent to injure or abandon	10
50.136b(f)(2)	Person	C	Child abuse—first degree	15
50.136b(f)(3)	Person	F	Child abuse—second degree	4
50.136b(f)(4)	Person	G	Child abuse—third degree	2
50.145b	Person	F	Accosting children for immoral purposes—second offense	4
50.145c(2)	Person	B	Child sexually abusive activity or materials—active involvement	20
50.145c(3)	Person	D	Child sexually abusive activity or materials—distributing, promoting, or financing	7
50.145n(1)	Person	C	Vulnerable adult abuse—first degree	15
50.145n(2)	Person	F	Vulnerable adult abuse—second degree	4
50.145n(3)	Person	G	Vulnerable adult abuse—third degree	2
50.145o	Person	E	Death of vulnerable adult caused by unlicensed caretaker	5
50.145p(1)	Person	G	Vulnerable adult—commingling funds, obstructing investigation, or filing false information	2
50.145p(2)	Person	G	Retaliation or discrimination by caregiver against vulnerable adult	2
50.145p(5)	Person	E	Vulnerable adult—caregiver violations—second offense	5
50.147b	Person	G	Ethnic intimidation	2

Sec. 16h. This chapter applies to the following felonies enumerated in chapter 750 of the Michigan Compiled Laws:

M.C.L.	Category	Class	Description	Stat Max
750.149	Pub saf	F	Concealing an offense punishable by life	4
750.157a(b)	Pub ord	H	Conspiracy—gambling	5
750.157a(d)	Pub ord	G	Conspiracy to commit legal act in illegal manner	5
750.157b(2)	Person	A	Solicitation of murder	Life
750.157b(3)(a)	Pub ord	E	Solicitation of felony punishable by life or 5 or more years	5
750.157b(3)(b)	Pub ord	G	Solicitation of felony punishable by less than 5 years	2
750.157n(1)	Property	H	Financial transaction device—stealing, retaining, or using without consent	4
750.157n(2)	Property	H	Possessing fraudulent or altered financial transaction device	4
750.157p	Property	H	Possessing financial transaction device without permission and with intent to use or sell	4
750.157q	Property	H	Delivery or sale of fraudulent financial transaction device	4
750.157r	Property	H	Financial transaction device—forgery, alteration, or counterfeiting	4
750.157s	Property	H	Use of revoked or canceled financial transaction device over \$100	1
750.157t	Property	H	Furnishing goods or services to person committing violation with financial transaction device	4
750.157u	Property	H	Overcharging person using financial transaction device	4
750.157v	Property	H	False statement of identity to obtain financial transaction device	4
750.157w	Property	H	Fraudulently withdrawing or transferring more than \$500 with financial transaction device	4

Sec. 16i. This chapter applies to the following felonies enumerated in chapter 750 of the Michigan Compiled Laws:

M.C.L.	Category	Class	Description	Stat Max
750.158	Pub ord	E	Sodomy	15
750.159j	Pub saf	B	Racketeering	20
750.160	Pub ord	D	Disinterring or mutilating dead human bodies	10
750.160a	Pub ord	H	Photographing dead human bodies	2
750.161	Pub ord	G	Desertion/abandonment/nonsupport	3
750.164	Pub ord	F	Desertion to escape prosecution	4
750.165	Pub ord	F	Failing to pay support and leaving state	4
750.171	Person	E	Duelling	10
750.174	Property	D	Embezzlement by agent over \$100	10
750.175	Pub trst	D	Embezzlement by public official over \$50	10
750.176	Pub trst	E	Embezzlement by administrator/executor/guardian	10
750.177	Property	H	Embezzlement by chattel mortgagor over \$100	2
750.178	Property	G	Embezzlement of mortgaged or leased property—over \$100	2
750.179	Property	G	Embezzlement of railroad tickets	4
750.180	Property	D	Embezzlement by financial institutions	20
750.181	Property	E	Embezzlement of jointly held property over \$100	10
750.182	Property	G	Embezzlement by warehouses	4
750.182a	Pub trst	H	Falsifying school records	2

Sec. 16j. This chapter applies to the following felonies enumerated in chapter 750 of the Michigan Compiled Laws:

M.C.L.	Category	Class	Description	Stat Max
750.183	Pub saf	E	Aiding escaping prisoner	7
750.186a(1)	Pub saf	F	Escape from a juvenile facility	4
750.189	Pub saf	H	Officer negligently allowing prisoner to escape or refusing to receive prisoner	2
750.190	Pub saf	G	Officer receiving reward to assist or permit escape	2
750.193	Pub saf	E	Escape from prison	5
750.195(1)	Pub saf	H	Escape from a misdemeanor jail sentence	2
750.195(2)	Pub saf	F	Escape from a felony jail sentence	4
750.197(1)	Pub saf	H	Escape while awaiting trial for misdemeanor	2
750.197(2)	Pub saf	F	Escape while awaiting trial for felony	4
750.197c	Pub saf	F	Escape from jail through violence	4
750.199a	Pub ord	F	Absconding on or forfeiting bond	4

Sec. 16k. This chapter applies to the following felonies enumerated in chapter 750 of the Michigan Compiled Laws:

M.C.L.	Category	Class	Description	Stat Max
750.200	Pub saf	F	Explosives—transport by common carriers	4
750.201	Pub saf	F	Transportation of concussion or friction type explosives	4
750.202	Pub saf	F	Shipping explosives with false markings or invoice	4
750.204	Pub saf	E	Sending explosives with intent to injure persons	5
750.204a	Pub saf	F	Sending or transporting imitation explosive device with malicious intent	4
750.205	Pub saf	C	Placing explosives with the intent to destroy property	15
750.205a	Pub saf	F	Intimidation or harassment by device represented as an explosive	4
750.206	Person	B	Placing explosives with damage to property resulting	25
750.208	Pub saf	C	Aiding or abetting explosives placement with intent to destroy property	15
750.209	Pub saf	C	Placing foul or offensive substance to injure	15
750.209	Pub saf	F	Placing foul or offensive substance to alarm	4
750.210	Pub saf	E	Possession of bombs with unlawful intent	5
750.210a	Pub saf	H	Sale of valerium	5
750.211	Pub saf	E	Manufacture of explosives with unlawful intent	5
750.211a	Pub saf	F	Possessing or manufacturing device designed to explode upon impact or heating	4

Sec. 16l. This chapter applies to the following felonies enumerated in chapter 750 of the Michigan Compiled Laws:

M.C.L.	Category	Class	Description	Stat Max
750.213	Person	B	Threats to extort money	20
750.217b	Pub saf	G	Impersonating public utility employee	2
750.218	Property	E	False pretenses over \$100	10
750.219a(2)(c)	Property	E	Telecommunications fraud—2 prior convictions or value between \$1,000-\$20,000	5
750.219a(2)(d)	Property	D	Telecommunications fraud—3 or more prior convictions or value over \$20,000	10

Sec. 16m. This chapter applies to the following felonies enumerated in chapter 750 of the Michigan Compiled Laws:

M.C.L.	Category	Class	Description	Stat Max
750.223(2)	Pub saf	F	Sale of firearm to minor—second offense	4
750.223(3)	Pub ord	D	Sale of firearm to person prohibited from possessing	10
750.224	Pub saf	E	Manufacture or sale of silencer, bomb, blackjack, automatic weapon, gas spray, etc.	5
750.224a	Pub saf	F	Possession or sale of electrical current weapons	4
750.224b	Pub saf	E	Possession of short barreled shotgun or rifle	5
750.224c	Pub saf	F	Armor piercing ammunition	4
750.224d(2)	Person	G	Using self-defense spray device	2
750.224e	Pub saf	F	Manufacture/sale/possession of devices to convert semiautomatic weapons	4
750.224f	Pub saf	E	Possession or sale of firearm by felon	5
750.226	Pub saf	E	Carrying firearm or dangerous weapon with unlawful intent	5
750.227	Pub saf	E	Carrying a concealed weapon	5
750.227a	Pub saf	F	Unlawful possession of pistol	4
750.227c	Pub saf	G	Possessing a loaded firearm in or upon a vehicle	2
750.227f	Pub saf	F	Wearing body armor during commission of violent crime	4
750.230	Pub saf	G	Altering ID mark on firearm	2
750.232a(3)	Pub saf	G	False statement in a pistol application	4
750.234a	Pub saf	F	Discharging firearm from vehicle	4
750.234b	Pub saf	F	Discharging firearm in or at a building	4
750.234c	Pub saf	F	Discharging firearm at emergency/police vehicle	4
750.236	Person	C	Setting spring gun—death resulting	15
750.237a(1)	Pub saf	F	Weapon-free school zones—general felony violations	Variable

Sec. 16n. This chapter applies to the following felonies enumerated in chapter 750 of the Michigan Compiled Laws:

M.C.L.	Category	Class	Description	Stat Max
750.241(1)	Pub saf	F	Obstructing firefighter	4
750.241(3)	Pub saf	F	Obstructing public service facility personnel in civil disturbance	4
750.248	Property	E	Forgery	14
750.248a	Property	F	Uttering and publishing financial transaction device	4
750.249	Property	E	Uttering and publishing forged records	14
750.249a	Property	H	Molds or dies to forge financial transaction device	4
750.250	Property	E	Forgery of treasury notes	7
750.251	Property	E	Forgery of bank bills	7
750.252	Property	E	Possessing counterfeit notes	7
750.253	Property	G	Uttering counterfeit notes	5
750.254	Property	E	Possession of counterfeit notes or bills	5
750.255	Property	E	Possession of counterfeiting tools	10
750.260	Property	E	Counterfeiting coins or possession of 5 or more counterfeit coins	Life
750.261	Property	E	Possession of 5 or fewer counterfeit coins	10
750.262	Property	E	Manufacture or possession of tools to counterfeit coins	10
750.263(3)	Property	E	Delivery, use, or display of items with counterfeit mark—subsequent offense or over \$1,000 or 100 items	5
750.263(4)	Property	E	Manufacturing items with counterfeit mark	5
750.266	Property	G	Counterfeiting railroad tickets	4

Sec. 16o. This chapter applies to the following felonies enumerated in chapter 750 of the Michigan Compiled Laws:

M.C.L.	Category	Class	Description	Stat Max
750.271	Property	E	Fraudulently issuing or selling domestic securities	10
750.272	Property	G	Sale of fraudulent stock of foreign corporations	10
750.273	Property	E	Obtaining signature to financial document with intent to defraud	10
750.274	Property	E	Fraud—purchasing/collecting on fraudulent financial document	10
750.276	Property	G	Fraud—promise to vendee of grain at fictitious price	4
750.277	Pub trst	G	Promise to vendee of grain to sell at a fictitious price—sale and transfer	4
750.278	Property	G	Fraud—warehouse receipts	5
750.279	Property	G	Fraud—disposition of exhausted property	4
750.280	Property	E	Gross frauds/cheats at common law	10
750.282	Pub ord	G	Public utility—fraudulent use over \$500	4
750.300	Pub ord	G	Animals—killing/injuring to defraud insurance company	2
750.300a(1)(a)	Property	G	Food stamp fraud—\$250 or less—second offense	5
750.300a(1)(a)	Property	G	Food stamp fraud—\$250 or less—third offense	10
750.300a(1)(b)	Property	E	Food stamp fraud—more than \$250 to \$1,000	5
750.300a(1)(b)	Property	E	Food stamp fraud—more than \$250 to \$1,000—second offense	10
750.300a(1)(c)	Property	E	Food stamp fraud—over \$1,000	10
750.303	Pub ord	H	Gambling	2
750.313	Pub ord	H	Gambling—stocks/bonds/commodities	2

Sec. 16p. This chapter applies to the following felonies enumerated in chapter 750 of the Michigan Compiled Laws:

M.C.L.	Category	Class	Description	Stat Max
750.317	Person	M2	Second degree murder	Life
750.321	Person	C	Manslaughter	15
750.322	Person	C	Willful killing of unborn quick child	15
750.323	Person	C	Abortion resulting in death	15
750.324	Person	G	Negligent homicide	2
750.327	Person	A	Death by explosives on vehicle or vessel	Life
750.328	Person	A	Death by explosives in or near building	Life
750.329	Person	C	Homicide—weapon aimed with intent but not malice	15

Sec. 16q. This chapter applies to the following felonies enumerated in chapter 750 of the Michigan Compiled Laws:

M.C.L.	Category	Class	Description	Stat Max
750.332	Property	H	Entering horse in race under false name	4
750.335a	Person	A	Indecent exposure by sexually delinquent person	Life
750.338	Pub ord	G	Gross indecency between males	5
750.338a	Pub ord	G	Gross indecency between females	5
750.338b	Pub ord	G	Gross indecency between males and females	5
750.348	Pub saf	H	Inciting Indians to violate a treaty	4
750.349	Person	A	Kidnapping	Life
750.349a	Person	A	Prisoner taking a hostage	Life
750.350	Person	A	Kidnapping—child enticement	Life
750.350a	Person	H	Kidnapping—custodial interference	1

Sec. 16r. This chapter applies to the following felonies enumerated in chapter 750 of the Michigan Compiled Laws:

M.C.L.	Category	Class	Description	Stat Max
750.356	Property	E	Larceny over \$100	5
750.356a	Property	G	Larceny from a motor vehicle	5
750.356b	Property	G	Breaking and entering a coin telephone	4
750.356c	Property	H	Retail fraud—first degree	2
750.357	Person	D	Larceny from the person	10
750.357a	Property	G	Larceny of livestock	4
750.357b	Property	E	Larceny—stealing firearms of another	5
750.358	Property	G	Larceny from burning building	5
750.360	Property	G	Larceny in a building	4
750.361	Property	H	Trains—stealing/maliciously removing parts	2
750.362	Property	E	Larceny by conversion over \$100	5
750.362a	Property	H	Larceny of rental property	2
750.363	Property	E	Larceny by false personation over \$100	5
750.365	Person	D	Larceny from car or persons detained or injured by accident	20
750.366	Property	G	Larceny of railroad tickets	4
750.367	Property	G	Larceny of trees and shrubs over \$100	5
750.367b	Property	E	Airplanes—taking possession	5
750.372	Pub ord	H	Running or allowing lottery	2
750.373	Pub ord	H	Selling or possessing lottery tickets	2
750.374	Pub ord	H	Lottery—second offense	4

Sec. 16s. This chapter applies to the following felonies enumerated in chapter 750 of the Michigan Compiled Laws:

M.C.L.	Category	Class	Description	Stat Max
750.377a	Property	G	Malicious destruction of personal property over \$100	4
750.377b	Property	F	Malicious destruction of fire/police property	4
750.377c	Property	E	School bus—intentional damage	5
750.378	Property	F	Malicious destruction of property—dams/canals/mills	4
750.379	Property	F	Malicious destruction of property—bridges/railroads/locks	4
750.380	Property	F	Malicious destruction of building over \$100	4
750.383a	Property	F	Malicious destruction of utility equipment	4
750.386	Property	E	Malicious destruction of mine property	20
750.387	Property	G	Malicious destruction of tombs and memorials	5
750.392	Property	E	Malicious destruction of property—vessels	10
750.397	Person	D	Mayhem	10
750.397a	Person	D	Placing harmful objects in food	10
750.405	Pub saf	E	Inciting soldiers to desert	5
750.406	Pub saf	E	Military stores—larceny, embezzlement or destruction	5

Sec. 16t. This chapter applies to the following felonies enumerated in chapter 750 of the Michigan Compiled Laws:

M.C.L.	Category	Class	Description	Stat Max
750.410a	Person	G	Conspiracy to commit a person to state hospital unjustly	4
750.411a(1)(b)	Pub ord	F	False report of a felony	4
750.411a(2)	Pub ord	F	False report of a bombing or threat to bomb	4

M.C.L.	Category	Class	Description	Stat Max
750.411b	Pub trst	G	Excess fees to members of legislature	4
750.411h(2)(b)	Person	E	Stalking of a minor	5
750.411i(3)(b)	Person	D	Aggravated stalking of a minor	10
750.411l	Pub ord	H	Money laundering—fourth degree	2
750.411m	Pub ord	E	Money laundering—third degree	5
750.411n	Pub ord	D	Money laundering—second degree	10
750.411o	Pub ord	B	Money laundering—first degree	20
750.411p(2)(a)	Property	B	Money laundering— > \$10,000 proceeds from controlled substance offense	20
750.411p(2)(b)	Property	D	Money laundering—proceeds from controlled substance offense or other proceeds > \$10,000	10
750.411p(2)(c)	Property	E	Money laundering—transactions involving represented proceeds	5

Sec. 16u. This chapter applies to the following felonies enumerated in chapter 750 of the Michigan Compiled Laws:

M.C.L.	Category	Class	Description	Stat Max
750.413	Property	E	Unlawful driving away of an automobile	5
750.414	Property	H	Unlawful use of an automobile	2
750.415(2)	Property	G	Motor vehicles—conceal/misrepresent identity with intent to mislead	4
750.417	Property	H	Motor vehicle—mortgaged—removal from state	4
750.418	Property	H	Removing a vehicle out of state without vendor's consent	4
750.420	Pub saf	H	Motor vehicle—equipping to release smoke/gas	4
750.421	Pub saf	H	Motor vehicle—designed for attack	5
750.421b	Pub saf	H	Hinder transport of farm/commercial products—second offense	2

Sec. 16v. This chapter applies to the following felonies enumerated in chapter 750 of the Michigan Compiled Laws:

M.C.L.	Category	Class	Description	Stat Max
750.422	Pub trst	G	Perjury—committed in court/capital crime	Life
750.422	Pub trst	G	Perjury—committed in court/noncapital crime	15
750.423	Pub trst	E	Perjury	15
750.424	Pub trst	E	Subornation of perjury	15
750.425	Pub trst	E	Inciting or procuring perjury	5
750.436(1)	Person	E	Poisoning food/drink/wells	5
750.436(2)	Person	A	Poison—food/drink/medicine/wells—large amounts/injury	Life
750.436(3)	Pub saf	H	Poison—Malicious false statement of poisoning	2
750.439	Pub ord	G	Polygamy	4
750.440	Pub ord	G	Polygamy—knowingly entering a prohibited marriage	4
750.441	Pub ord	G	Teaching or advocating polygamy	4
750.442	Pub ord	G	Participating in prizefights	4
750.443	Pub ord	G	Prizefights—training	4

Sec. 16w. This chapter applies to the following felonies enumerated in chapter 750 of the Michigan Compiled Laws:

M.C.L.	Category	Class	Description	Stat Max
750.451	Pub ord	G	Prostitution—various offenses—third offense	2
750.452	Pub ord	E	Keeping a house of prostitution	5
750.455	Pub ord	G	Pandering	20
750.456	Person	B	Placing spouse into prostitution	20
750.457	Pub ord	G	Accepting earnings of a prostitute	20
750.458	Person	B	Prostitution—detaining female for debt	20
750.459	Person	B	Transporting a female for prostitution	20

Sec. 16x. This chapter applies to the following felonies enumerated in chapter 750 of the Michigan Compiled Laws:

M.C.L.	Category	Class	Description	Stat Max
750.479	Person	G	Resisting or obstructing a peace officer	2
750.479a(2)	Pub saf	G	Fleeing and eluding—fourth degree	2
750.479a(3)	Pub saf	E	Fleeing and eluding—third degree	5
750.479a(4)	Person	D	Fleeing and eluding—second degree	10
750.479a(5)	Person	C	Fleeing and eluding—first degree	15

M.C.L.	Category	Class	Description	Stat Max
750.479a(6)	Person	H	Assaulting peace officer	2
750.479b(1)	Person	F	Disarming peace officer—nonfirearm	4
750.479b(2)	Person	D	Disarming peace officer—firearm	10
750.480	Pub trst	F	Public officers—refusing to turn over books/money to successor	4
750.488	Pub trst	H	Public officers—state official—retaining fees	2
750.490	Pub trst	H	Public money—safekeeping	2
750.491	Pub trst	H	Public records—removal/mutilation/destruction	2
750.492a(1)(a)	Pub trst	G	Medical record—intentional place false information—health care provider	4
750.492a(2)	Pub trst	G	Medical record—health care provider alter conceal injury/death	4
750.495a(2)	Person	F	Concealing objects in trees or wood products—causing injury	4
750.495a(3)	Person	C	Concealing objects in trees or wood products—causing death	15
750.505	Pub ord	E	Common law offenses	5
750.511	Person	A	Blocking or wrecking railroad track	Life
750.512	Property	E	Uncoupling railroad cars	10
750.513	Property	H	Issuing fraudulent railroad securities	10
750.514	Property	H	Seizing locomotive with mail car	10
750.516	Person	C	Stopping train to rob	Life
750.517	Person	C	Boarding train to rob	Life

Sec. 16y. This chapter applies to the following felonies enumerated in chapter 750 of the Michigan Compiled Laws:

M.C.L.	Category	Class	Description	Stat Max
750.520b	Person	A	First degree criminal sexual conduct	Life
750.520c	Person	C	Second degree criminal sexual conduct	15
750.520d	Person	C	Third degree criminal sexual conduct	15
750.520e	Person	G	Fourth degree criminal sexual conduct	2
750.520g(1)	Person	D	Assault with intent to commit sexual penetration	10
750.520g(2)	Person	E	Assault with intent to commit sexual contact	5
750.528	Pub saf	F	Destroying dwelling house or other property	4
750.528a	Pub saf	F	Civil disorders—firearms/explosives	4
750.529	Person	A	Armed robbery	Life
750.529a	Person	A	Carjacking	Life
750.530	Person	C	Unarmed robbery	15
750.531	Person	C	Bank robbery/safebreaking	Life
750.532	Person	H	Seduction	5

Sec. 16z. This chapter applies to the following felonies enumerated in chapter 750 of the Michigan Compiled Laws:

M.C.L.	Category	Class	Description	Stat Max
750.535	Property	E	Receiving or concealing stolen property over \$100	5
750.535a	Pub ord	E	Operating a chop shop	5
750.535b	Pub saf	E	Stolen firearms or ammunition	10
750.539c	Pub ord	H	Eavesdropping	2
750.539d	Pub ord	H	Installing eavesdropping device	2
750.539e	Pub ord	H	Divulging information obtained by eavesdropping	2
750.539f	Pub ord	H	Manufacture or possession of eavesdropping device	2
750.540	Pub ord	H	Tapping or cutting telephone lines	2
750.540c(3)	Property	F	Telecommunications and computer—manufacture or deliver counterfeit communications	4
750.540f(2)	Property	E	Telecommunications and computer—knowingly publishing counterfeit devices—second conviction	5
750.540g(1)(c)	Property	E	Telecommunications—diverting value \$1,000-\$20,000 or priors	5
750.540g(1)(d)	Property	D	Telecommunications—diverting value > \$20,000 or priors	10
750.545	Pub ord	E	Misprision of treason	5
750.552b	Property	F	Trespassing on correctional facility property	4

Sec. 17. This chapter applies to the following felonies enumerated in chapters 751 to 830 of the Michigan Compiled Laws:

M.C.L.	Category	Class	Description	Stat Max
752.191	Pub saf	G	Felonious driving	2
752.365(3)	Pub ord	G	Obscenity—second offense	2

M.C.L.	Category	Class	Description	Stat Max
752.541	Pub saf	D	Riot	10
752.542	Pub saf	D	Incitement to riot	10
752.542a	Pub saf	D	Riot in state correctional facilities	10
752.543	Pub saf	G	Unlawful assembly	5
752.701	Property	H	Destruction or removal of timber	1
752.797(1)(c)	Property	E	Computer fraud—2 prior convictions or value between \$1,000 and \$20,000	5
752.797(1)(d)	Property	D	Computer fraud—3 or more prior convictions or value over \$20,000	10
752.802	Property	H	Vending machines—manufacture/sale of slugs	5
752.811	Property	H	Breaking and entering a coin operated device	3
752.861	Person	G	Careless discharge of firearm causing injury or death	2
752.881	Person	G	Reckless use of bow and arrow resulting in injury or death	2
752.1003	Property	F	Health care fraud—false claim/state, unnecessary, conceal information	4
752.1004	Property	F	Health care fraud—kickbacks/referral fees	4
752.1005	Property	H	Health care fraud—conspiracy	10
752.1006	Property	D	Health care fraud—second offense	20
752.1027	Person	F	Assisted suicide	4
752.1054(2)	Property	G	Copying audio/video recordings for gain	5
764.1e	Pub trst	C	Peace officer—false statement in a complaint	15
767.4a	Pub trst	F	Disclosing or possessing grand jury information	4
800.281(1)	Pub saf	H	Furnishing prisoner with contraband	5
800.281(2)	Pub saf	H	Furnishing prisoner with contraband outside	5
800.281(3)	Pub saf	H	Bringing contraband into prisons	5
800.281(4)	Pub saf	E	Prisoner possessing contraband	5
800.283(1)	Pub saf	E	Furnishing weapon to prisoner in prison	5
800.283(2)	Pub saf	E	Prisons—knowledge of a weapon in a correctional facility	5
800.283(3)	Pub saf	E	Bringing weapon into prison	5
800.283(4)	Pub saf	E	Prisoner possessing weapon	5

Sec. 18. This chapter applies to the following felonies:

M.C.L.	Category	Description	Stat Max
333.7410	CS	Controlled substance delivery or distribution to minors or students	Variable
333.7413(2) or (3)	Pub trst	Subsequent controlled substance violations	Variable
333.7416(1)(a)	CS	Recruiting or inducing a minor to commit a controlled substance felony	Variable
750.157a(a)	Pub saf	Conspiracy	Variable
750.157c	Person	Inducing minor to commit a felony	Variable
750.188	Pub ord	Voluntarily suffering prisoner to escape	Variable
750.367a	Property	Larceny of rationed goods	Variable

Sec. 19. (1) This chapter applies to an attempt to commit an offense enumerated in this part if the attempted violation is a felony. This chapter does not apply to an attempt to commit a class H offense enumerated in this part.

(2) For an attempt to commit an offense enumerated in this part, the offense category is the same as the attempted offense.

(3) For an attempt to commit an offense enumerated in this part, the class is as follows:

(a) Class E if the attempted offense is in class A, B, C, or D.

(b) Class H if the attempted offense is in class E, F, or G.

PART 3

SCORING INSTRUCTIONS FOR SENTENCING GUIDELINES

Sec. 21. (1) For an offense enumerated in part 2 of this chapter, determine the recommended minimum sentence range as follows:

(a) Find the offense category for the offense from part 2 of this chapter. From section 22 of this chapter, determine the offense variables to be scored for that offense category and score only those offense variables for the offender as provided in part 4 of this chapter. Total those points to determine the offender's offense variable level.

(b) Score all prior record variables for the offender as provided in part 5 of this chapter. Total those points to determine the offender's prior record variable level.

(c) Find the offense class for the offense from part 2 of this chapter. Using the sentencing grid for that offense class in part 6 of this chapter, determine the recommended minimum sentence range from the intersection of the offender's offense variable level and prior record variable level. The recommended minimum sentence within a sentencing grid is shown as a range of months or life.

(2) If the defendant was convicted of multiple offenses, score each offense as provided in this part.

(3) If the offender is being sentenced under section 10, 11, or 12 of chapter IX, determine the offense category, offense class, offense variable level, and prior record variable level based on the underlying offense. To determine the recommended minimum sentence range, increase the upper limit of the recommended minimum sentence range determined under part 6 for the underlying offense as follows:

(a) If the offender is being sentenced for a second felony, 25%.

(b) If the offender is being sentenced for a third felony, 50%.

(c) If the offender is being sentenced for a fourth or subsequent felony, 100%.

(4) If the offender is being sentenced for a violation described in section 18 of this chapter, determine the offense class, offense variable level, and prior record variable level based on the underlying offense.

(5) If the offender is being sentenced for an attempted felony described in section 19 of this chapter, determine the offense variable level and prior record variable level based on the underlying attempted offense.

Sec. 22. (1) For all crimes against a person, score offense variables 1, 2, 3, 4, 7, 8, 9, 10, 11, 12, 13, 14, and 19. Score offense variables 5 and 6 for homicide or attempted homicide. Score offense variable 16 under this subsection for a violation or attempted violation of section 110a of the Michigan penal code, 1931 PA 328, MCL 750.110a. Score offense variables 17 and 18 if an element of the offense or attempted offense involves the operation of a vehicle, vessel, aircraft, or locomotive.

(2) For all crimes against property, score offense variables 1, 2, 3, 4, 9, 10, 12, 13, 14, 16, and 19.

(3) For all crimes involving a controlled substance, score offense variables 1, 2, 3, 12, 13, 14, 15, and 19.

(4) For all crimes against public order and all crimes against public trust, score offense variables 1, 3, 4, 9, 10, 12, 13, 14, 16, and 19.

(5) For all crimes against public safety, score offense variables 1, 3, 4, 9, 10, 12, 13, 14, 16, and 19. Score offense variable 18 if an element of the offense involves the operation of a vehicle, vessel, aircraft, or locomotive.

PART 4

OFFENSE VARIABLES

Sec. 31. (1) Offense variable 1 is aggravated use of a weapon. Score offense variable 1 by determining which of the following apply and by assigning the number of points attributable to the one that has the highest number of points:

- | | |
|---|-----------|
| (a) A firearm was discharged at or toward a human being or a victim was cut or stabbed with a knife or other cutting or stabbing weapon..... | 25 points |
| (b) A firearm was pointed at or toward a victim or the victim had a reasonable apprehension of an immediate battery when threatened with a knife or other cutting or stabbing weapon..... | 15 points |
| (c) The victim was touched by any other type of weapon | 10 points |
| (d) A weapon was displayed or implied..... | 5 points |
| (e) No aggravated use of a weapon occurred..... | 0 points |

(2) All of the following apply to scoring offense variable 1:

(a) Count each person who was placed in danger or injury or loss of life as a victim.

(b) In multiple offender cases, if 1 offender is assessed points for the presence or use of a weapon, all offenders shall be assessed the same number of points.

(c) Score 5 points if an offender used an object to suggest the presence of a weapon.

(d) Do not score 5 points if the conviction offense is a violation of section 82 or 529 of the Michigan penal code, 1931 PA 328, MCL 750.82 and 750.529.

Sec. 32. (1) Offense variable 2 is lethal potential of the weapon possessed. Score offense variable 2 by determining which of the following apply and by assigning the number of points attributable to the one that has the highest number of points:

- (a) The offender possessed an incendiary device, an explosive device, or a fully automatic weapon 15 points
- (b) The offender possessed a short-barreled rifle or a short-barreled shotgun..... 10 points
- (c) The offender possessed a pistol, rifle, shotgun, or knife or other cutting or stabbing weapon 5 points
- (d) The offender possessed any other potentially lethal weapon 1 point
- (e) The offender possessed no weapon 0 points

(2) In multiple offender cases, if 1 offender is assessed points for possessing a weapon, all offenders shall be assessed the same number of points.

(3) As used in this section:

(a) "Fully automatic weapon" means a firearm employing gas pressure or force of recoil or other means to eject an empty cartridge from the firearm after a shot, and to load and fire the next cartridge from the magazine, without renewed pressure on the trigger for each successive shot.

(b) "Pistol", "rifle", or "shotgun" includes a revolver, semi-automatic pistol, rifle, shotgun, combination rifle and shotgun, or other firearm manufactured in or after 1898 that fires fixed ammunition, but does not include a fully automatic weapon or short-barreled shotgun or short-barreled rifle.

(c) "Incendiary device" includes gasoline or any other flammable substance, a blowtorch, fire bomb, Molotov cocktail, or other similar device.

Sec. 33. (1) Offense variable 3 is physical injury to a victim. Score offense variable 3 by determining which of the following apply and by assigning the number of points attributable to the one that has the highest number of points:

- (a) A victim was killed..... 100 points
- (b) Life threatening or permanent incapacitating injury occurred to a victim..... 25 points
- (c) Bodily injury requiring medical treatment occurred to a victim..... 10 points
- (d) Bodily injury not requiring medical treatment occurred to a victim 5 points
- (e) No physical injury occurred to a victim..... 0 points

(2) All of the following apply to scoring offense variable 3:

(a) In multiple offender cases, if 1 offender is assessed points for death or physical injury, all offenders shall be assessed the same number of points.

(b) Score 100 points if death results from the commission of a crime and homicide is not the sentencing offense.

(c) Do not score 5 points if bodily injury is an element of the sentencing offense.

(3) As used in this section, "requiring medical treatment" refers to the necessity for treatment and not the victim's success in obtaining treatment.

Sec. 34. (1) Offense variable 4 is psychological injury to a victim. Score offense variable 4 by determining which of the following apply and by assigning the number of points attributable to the one that has the highest number of points:

- (a) Serious psychological injury requiring professional treatment occurred to a victim 10 points
- (b) No serious psychological injury requiring professional treatment occurred to a victim..... 0 points

(2) Score 10 points if the serious psychological injury may require professional treatment. In making this determination, the fact that treatment has not been sought is not conclusive.

Sec. 35. (1) Offense variable 5 is psychological injury to a member of a victim's family. Score offense variable 5 by determining which of the following apply and by assigning the number of points attributable to the one that has the highest number of points:

(a) Serious psychological injury requiring professional treatment occurred to a homicide victim's family 15 points

(b) No serious psychological injury requiring professional treatment occurred to a homicide victim's family 0 points

(2) Score 15 points if the serious psychological injury to the victim's family may require professional treatment. In making this determination, the fact that treatment has not been sought is not conclusive.

Sec. 36. (1) Offense variable 6 is the offender's intent to kill or injure another individual. Score offense variable 6 by determining which of the following apply and by assigning the number of points attributable to the one that has the highest number of points:

- (a) The offender had premeditated intent to kill or the killing was committed while committing or attempting to commit arson, criminal sexual conduct in the first or third degree, child abuse in the first degree, a major controlled substance offense, robbery, breaking and entering of a dwelling, home invasion in the first or second degree, larceny of any kind, extortion, or kidnapping or the killing was the murder of a peace officer or a corrections officer 50 points
- (b) The offender had unpremeditated intent to kill, the intent to do great bodily harm, or created a very high risk of death or great bodily harm knowing that death or great bodily harm was the probable result... 25 points
- (c) The offender had intent to injure or the killing was committed in an extreme emotional state caused by an adequate provocation and before a reasonable amount of time elapsed for the offender to calm or there was gross negligence amounting to an unreasonable disregard for life 10 points
- (d) The offender had no intent to kill or injure 0 points

(2) All of the following apply to scoring offense variable 6.

(a) The sentencing judge shall score this variable consistent with a jury verdict unless the judge has information that was not presented to the jury.

(b) Score 10 points if a killing is intentional within the definition of second degree murder or voluntary manslaughter, but the death occurred in a combative situation or in response to victimization of the offender by the decedent.

Sec. 37. (1) Offense variable 7 is aggravated physical abuse. Score offense variable 7 by determining which of the following apply and by assigning the number of points attributable to the one that has the highest number of points:

- (a) A victim was treated with terrorism, sadism, torture, or excessive brutality 50 points
- (b) No victim was treated with terrorism, sadism, torture, or excessive brutality 0 points

(2) As used in this section:

(a) "Terrorism" means conduct designed to substantially increase the fear and anxiety a victim suffers during the offense.

(b) "Sadism" means conduct that subjects a victim to extreme or prolonged pain or humiliation and is inflicted to produce suffering or for the offender's gratification.

Sec. 38. (1) Offense variable 8 is victim asportation or captivity. Score offense variable 8 by determining which of the following apply and by assigning the number of points attributable to the one that has the highest number of points:

- (a) A victim was asported to another place of greater danger or to a situation of greater danger or was held captive beyond the time necessary to commit the offense 15 points
- (b) No victim was asported or held captive 0 points

(2) All of the following apply to scoring offense variable 8:

- (a) Count each person who was placed in danger of injury or loss of life as a victim.
- (b) Score 0 points if the sentencing offense is kidnapping.

Sec. 39. (1) Offense variable 9 is number of victims. Score offense variable 9 by determining which of the following apply and by assigning the number of points attributable to the one that has the highest number of points:

- (a) Multiple deaths occurred 100 points
- (b) There were 10 or more victims 25 points
- (c) There were 2 to 9 victims 10 points
- (d) There were fewer than 2 victims 0 points

(2) All of the following apply to scoring offense variable 9:

- (a) Count each person who was placed in danger of injury or loss of life as a victim.
- (b) Score 100 points only in homicide cases.

Sec. 40. (1) Offense variable 10 is exploitation of a vulnerable victim. Score offense variable 10 by determining which of the following apply and by assigning the number of points attributable to the one that has the highest number of points:

- (a) Predatory conduct was involved 15 points
- (b) The offender exploited a victim's physical disability, mental disability, youth or agedness, or a domestic relationship, or the offender abused his or her authority status 10 points

- (c) The offender exploited a victim by his or her difference in size or strength, or both, or exploited a victim who was intoxicated, under the influence of drugs, asleep, or unconscious..... 5 points
- (d) The offender did not exploit a victim's vulnerability 0 points
- (2) The mere existence of 1 or more factors described in subsection (1) does not automatically equate with victim vulnerability.
- (3) As used in this section:
- (a) "Predatory conduct" means preoffense conduct directed at a victim for the primary purpose of victimization.
- (b) "Exploit" means to manipulate a victim for selfish or unethical purposes.
- (c) "Vulnerability" means the readily apparent susceptibility of a victim to injury, physical restraint, persuasion, or temptation.
- (d) "Abuse of authority status" means a victim was exploited out of fear or deference to an authority figure, including, but not limited to, a parent, physician, or teacher.

Sec. 41. (1) Offense variable 11 is criminal sexual penetration. Score offense variable 11 by determining which of the following apply and by assigning the number of points attributable to the one that has the highest number of points:

- (a) Two or more criminal sexual penetrations occurred 50 points
- (b) One criminal sexual penetration occurred 25 points
- (c) No criminal sexual penetration occurred 0 points
- (2) All of the following apply to scoring offense variable 11:
- (a) Score all sexual penetrations of the victim by the offender arising out of the sentencing offense.
- (b) Multiple sexual penetrations of the victim by the offender extending beyond the sentencing offense may be scored in offense variables 12 or 13.
- (c) Do not score points for the 1 penetration that forms the basis of a first- or third-degree criminal sexual conduct offense.

Sec. 42. (1) Offense variable 12 is contemporaneous felonious criminal acts. Score offense variable 12 by determining which of the following apply and by assigning the number of points attributable to the one that has the highest number of points:

- (a) Three or more contemporaneous felonious criminal acts involving crimes against a person were committed..... 25 points
- (b) Two contemporaneous felonious criminal acts involving crimes against a person were committed 10 points
- (c) Three or more contemporaneous felonious criminal acts involving other crimes were committed 10 points
- (d) One contemporaneous felonious criminal act involving a crime against a person was committed 5 points
- (e) Two contemporaneous felonious criminal acts involving other crimes were committed 5 points
- (f) One contemporaneous felonious criminal act involving any other crime was committed 1 point
- (g) No contemporaneous felonious criminal acts were committed 0 points
- (2) All of the following apply to scoring offense variable 12:
- (a) A felonious criminal act is contemporaneous if both of the following circumstances exist:
- (i) The act occurred within 24 hours of the sentencing offense.
- (ii) The act has not and will not result in a separate conviction.
- (b) A violation of section 227b of the Michigan penal code, 1931 PA 328, MCL 750.227b, should not be considered for scoring this variable.
- (c) Do not score conduct scored in offense variable 11.

Sec. 43. (1) Offense variable 13 is continuing pattern of criminal behavior. Score offense variable 13 by determining which of the following apply and by assigning the number of points attributable to the one that has the highest number of points:

- (a) The offense was part of a pattern of felonious criminal activity involving 3 or more crimes against a person..... 25 points
- (b) The offense was part of a pattern of felonious criminal activity involving a combination of 3 or more crimes against a person or property 10 points
- (c) The offense was part of a pattern of felonious criminal activity directly related to membership in an organized criminal group..... 10 points

- (d) The offense was part of a pattern of felonious criminal activity involving 3 or more crimes against property 25 points
- (e) No pattern of felonious criminal activity existed 0 points
- (2) All of the following apply to scoring offense variable 13:
- (a) For determining the appropriate points under this variable, all crimes within a 5-year period, including the sentencing offense, shall be counted regardless of whether the offense resulted in a conviction.
- (b) The presence or absence of multiple offenders, the age of the offenders, or the degree of sophistication of the organized criminal group is not as important as the fact of the group's existence, which may be reasonably inferred from the facts surrounding the sentencing offense.
- (c) Except for offenses related to membership in an organized criminal group, do not score conduct scored in offense variable 11 or 12.

Sec. 44. (1) Offense variable 14 is the offender's role. Score offense variable 14 by determining which of the following apply and by assigning the number of points attributable to the one that has the highest number of points:

- (a) The offender was a leader in a multiple offender situation 10 points
- (b) The offender was not a leader in a multiple offender situation 0 points
- (2) All of the following apply to scoring offense variable 14:
- (a) The entire criminal transaction should be considered when scoring this variable.
- (b) If 3 or more offenders were involved, more than 1 offender may be determined to have been a leader.

Sec. 45. (1) Offense variable 15 is aggravated controlled substance offenses. Score offense variable 15 by determining which of the following apply and by assigning the number of points attributable to the one that has the highest number of points:

- (a) The offense involved the sale or delivery of a controlled substance other than marihuana or a mixture containing a controlled substance other than marihuana by the offender who was 18 years of age or older to a minor who was 3 or more years younger than the offender 25 points
- (b) The offense involved the sale, delivery, or possession with intent to sell or deliver 225 grams or more of a controlled substance classified in schedule 1 or 2 or a mixture containing a controlled substance classified in schedule 1 or 2 20 points
- (c) The offense involved the sale, delivery, or possession with intent to sell or deliver 50 or more grams but less than 225 grams of a controlled substance classified in schedule 1 or 2 or a mixture containing a controlled substance classified in schedule 1 or 2 15 points
- (d) The offense involved the sale, delivery, or possession with intent to sell or deliver 45 kilograms or more of marihuana or 200 or more of marihuana plants 10 points
- (e) The offense involved the delivery or possession with intent to deliver marihuana or any other controlled substance or a counterfeit controlled substance or possession of controlled substances or counterfeit controlled substances having a value or under such circumstances as to indicate trafficking 5 points
- (f) The offense was not an offense described in subdivisions (a) through (e) 0 points

(2) As used in this section:

- (a) "Deliver" means the actual or constructive transfer of a controlled substance from 1 individual to another regardless of remuneration.
- (b) "Minor" means an individual 17 years of age or less.
- (c) "Trafficking" means the sale or delivery of controlled substances or counterfeit controlled substances on a continuing basis to 1 or more other individuals for further distribution.

Sec. 46. (1) Offense variable 16 is property obtained, damaged, lost, or destroyed. Score offense variable 16 by determining which of the following apply and by assigning the number of points attributable to the one that has the highest number of points:

- (a) Wanton or malicious damage occurred beyond that necessary to commit the crime for which the offender is not charged and will not be charged 10 points
- (b) The property had a value of more than \$20,000.00 or had significant historical, social, or sentimental value 10 points
- (c) The property destroyed had a value of \$1,000.00 or more but not more than \$20,000.00 5 points
- (d) The property destroyed had a value of \$200.00 or more but not more than \$1,000.00 1 point

(e) No property was obtained, damaged, lost, or destroyed or the property had a value of less than \$200.00..... 0 points

(2) All of the following apply to scoring offense variable 16:

(a) In multiple offender or victim cases, the appropriate points may be determined by adding together the aggregate value of the property involved, including property involved in uncharged offenses or charges dismissed under a plea agreement.

(b) In cases in which the property was obtained unlawfully, lost to the lawful owner, or destroyed, use the value of the property in scoring this variable. If the property was damaged, use the monetary amount appropriate to restore the property to pre-offense condition in scoring this variable.

(c) The amount of money or property involved in admitted but uncharged offenses or in charges that have been dismissed under a plea agreement may be considered.

Sec. 47. (1) Offense variable 17 is degree of negligence exhibited. Score offense variable 17 by determining which of the following apply and by assigning the number of points attributable to the one that has the highest number of points:

(a) The offender showed a wanton or reckless disregard for the life or property of another person..... 10 points

(b) The offender failed to show the degree of care that a person of ordinary prudence in a similar situation would have shown..... 5 points

(c) The offender was not negligent 0 points

(2) Do not score 10 points if points are given in offense variable 6.

Sec. 48. (1) Offense variable 18 is operator ability affected by alcohol or drugs. Score offense variable 18 by determining which of the following apply and by assigning the number of points attributable to the one that has the highest number of points:

(a) The offender operated a vehicle when his or her bodily alcohol content was 0.20 grams or more per 100 milliliters of blood, per 210 liters of breath, or per 67 milliliters of urine 20 points

(b) The offender operated a vehicle when his or her bodily alcohol content was 0.15 grams or more but less than 0.20 grams per 100 milliliters of blood, per 210 liters of breath, or per 67 milliliters of urine 15 points

(c) The offender operated a vehicle when his or her bodily alcohol content was 0.10 grams or more but less than 0.15 grams per 100 milliliters of blood, per 210 liters of breath, or per 67 milliliters of urine, or while he or she was under the influence of intoxicating liquor or a controlled substance or a combination of intoxicating liquor and a controlled substance 10 points

(d) The offender operated a vehicle when his or her bodily alcohol content was 0.07 grams or more but less than 0.10 grams per 100 milliliters of blood, per 210 liters of breath, or per 67 milliliters of urine, or while he or she was visibly impaired by the use of intoxicating liquor and a controlled substance or a combination of intoxicating liquor or a controlled substance, or was less than 21 years of age and had any bodily alcohol content..... 5 points

(e) The offender's ability to operate a vehicle was not affected by an intoxicating liquor or a controlled substance or a combination of intoxicating liquor and a controlled substance 0 points

(2) As used in this section, "any bodily alcohol content" means either of the following:

(a) An alcohol content of not less than 0.02 grams or more than 0.07 grams per 100 milliliters of blood, per 210 liters of breath, or per 67 milliliters of urine.

(b) Any presence of alcohol within an individual's body resulting from the consumption of intoxicating liquor other than the consumption of intoxicating liquor as part of a generally recognized religious service or ceremony.

Sec. 49. Offense variable 19 is threat to the security of a penal institution or court or interference with the administration of justice. Score offense variable 19 by determining which of the following apply and by assigning the number of points attributable to the one that has the highest number of points:

(a) The offender by his or her conduct threatened the security of a penal institution or court..... 25 points

(b) The offender used force or the threat of force against another person or the property of another person to interfere with or attempt to interfere with the administration of justice 15 points

(c) The offender otherwise interfered with or attempted to interfere with the administration of justice..... 10 points

(d) The offender did not threaten the security of a penal institution or court or interfere with or attempt to interfere with the administration of justice 0 points

PART 5
PRIOR RECORD VARIABLES

Sec. 50. (1) In scoring prior record variables 1 to 5, do not use any conviction or juvenile adjudication that precedes a period of 10 or more years between the discharge date from a conviction or juvenile adjudication and the defendant's commission of the next offense resulting in a conviction or juvenile adjudication.

(2) Apply subsection (1) by determining the time between the discharge date for the prior conviction or juvenile adjudication most recently preceding the commission date of the sentencing offense. If it is 10 or more years, do not use that prior conviction or juvenile adjudication and any earlier conviction or juvenile adjudication in scoring prior record variables. If it is less than 10 years, use that prior conviction or juvenile adjudication in scoring prior record variables and determine the time between the commission date of that prior conviction and the discharge date of the next earlier prior conviction or juvenile adjudication. If that period is 10 or more years, do not use that prior conviction or juvenile adjudication and any earlier conviction or juvenile adjudication in scoring prior record variables. If it is less than 10 years, use that prior conviction or juvenile adjudication in scoring prior record variables and repeat this determination for each remaining prior conviction or juvenile adjudication until a period of 10 or more years is found or no prior convictions or juvenile adjudications remain.

(3) If a discharge date is not available, add either the time defendant was sentenced to probation or the length of the minimum incarceration term to the date of the conviction and use that date as the discharge date.

(4) As used in this part:

(a) "Conviction" includes any of the following:

(i) Assignment to youthful trainee status under sections 11 to 15 of chapter II.

(ii) A conviction set aside under 1965 PA 213, MCL 780.621 to 780.624.

(b) "Discharge date" means the date an individual is discharged from the jurisdiction of the court or the department of corrections after being convicted of or adjudicated responsible for a crime or an act that would be a crime if committed by an adult.

(c) "Juvenile adjudication" includes an adjudication set aside under section 18e of chapter XIIA of 1939 PA 288, MCL 712A.18e, or expunged.

Sec. 51. (1) Prior record variable 1 is prior high severity felony convictions. Score prior record variable 1 by determining which of the following apply and by assigning the number of points attributable to the one that has the highest number of points:

- | | |
|---|-----------|
| (a) The offender has 3 or more prior high severity felony convictions | 75 points |
| (b) The offender has 2 prior high severity felony convictions | 50 points |
| (c) The offender has 1 prior high severity felony conviction..... | 25 points |
| (d) The offender has no prior high severity felony convictions | 0 points |

(2) As used in this section, "prior high severity felony conviction" means a conviction for a crime listed in offense class M2, A, B, C, or D or for a felony under a law of the United States or another state corresponding to a crime listed in offense class M2, A, B, C, or D, if the conviction was entered before the sentencing offense was committed.

Sec. 52. (1) Prior record variable 2 is prior low severity felony convictions. Score prior record variable 2 by determining which of the following apply and by assigning the number of points attributable to the one that has the highest number of points:

- | | |
|---|-----------|
| (a) The offender has 4 or more prior low severity felony convictions..... | 30 points |
| (b) The offender has 3 prior low severity felony convictions..... | 20 points |
| (c) The offender has 2 prior low severity felony convictions | 10 points |
| (d) The offender has 1 prior low severity felony conviction..... | 5 points |
| (e) The offender has no prior low severity felony convictions..... | 0 points |

(2) As used in this section, "prior low severity felony conviction" means a conviction for a crime listed in offense class E, F, G, or H or for a felony under a law of the United States or another state that corresponds to a crime listed in offense class E, F, G, or H, if the conviction was entered before the sentencing offense was committed.

Sec. 53. (1) Prior record variable 3 is prior high severity juvenile adjudications. Score prior record variable 3 by determining which of the following apply and by assigning the number of points attributable to the one that has the highest number of points:

- | | |
|---|-----------|
| (a) The offender has 3 or more prior high severity juvenile adjudications | 50 points |
|---|-----------|

- (b) The offender has 2 prior high severity juvenile adjudications 25 points
- (c) The offender has 1 prior high severity juvenile adjudication 10 points
- (d) The offender has no prior high severity juvenile adjudications 0 points

(2) As used in this section, “prior high severity juvenile adjudication” means a juvenile adjudication for conduct that would be a crime listed in offense class M2, A, B, C, or D if committed by an adult or for conduct that would be a felony under a law of the United States or another state corresponding to a crime listed in offense class M2, A, B, C, or D if committed by an adult, if the order of disposition was entered before the sentencing offense was committed.

Sec. 54. (1) Prior record variable 4 is prior low severity juvenile adjudications. Score prior record variable 4 by determining which of the following apply and by assigning the number of points attributable to the one that has the highest number of points:

- (a) The offender has 6 or more prior low severity juvenile adjudications..... 20 points
- (b) The offender has 4 or 5 prior low severity juvenile adjudications..... 10 points
- (c) The offender has 2 or 3 prior low severity juvenile adjudications 5 points
- (d) The offender has 1 prior low severity juvenile adjudication..... 2 points
- (e) The offender has no prior low severity juvenile adjudications..... 0 points

(2) As used in this section, “prior low severity juvenile adjudication” means a juvenile adjudication for conduct that would be a crime listed in offense class E, F, G, or H if committed by an adult or for conduct that would be a felony under a law of the United States or another state corresponding to a crime listed in offense class E, F, G, or H if committed by an adult, if the order of disposition was entered before the sentencing offense was committed.

Sec. 55. (1) Prior record variable 5 is prior misdemeanor convictions or prior misdemeanor juvenile adjudications. Score prior record variable 5 by determining which of the following apply and by assigning the number of points attributable to the one that has the highest number of points:

- (a) The offender has 7 or more prior misdemeanor convictions or prior misdemeanor juvenile adjudications..... 20 points
- (b) The offender has 5 or 6 prior misdemeanor convictions or prior misdemeanor juvenile adjudications..... 15 points
- (c) The offender has 3 or 4 prior misdemeanor convictions or prior misdemeanor juvenile adjudications..... 10 points
- (d) The offender has 2 prior misdemeanor convictions or prior misdemeanor juvenile adjudications 5 points
- (e) The offender has 1 prior misdemeanor conviction or prior misdemeanor juvenile adjudication..... 2 points
- (f) The offender has no prior misdemeanor convictions or prior misdemeanor juvenile adjudications..... 0 points

(2) All of the following apply to scoring record variable 5:

(a) Except as provided in subdivision (b), count a prior misdemeanor conviction or prior misdemeanor juvenile adjudication only if it is a crime against a person or property, a controlled substance crime, or a weapon offense enumerated in chapter XXXVII of the Michigan penal code, 1931 PA 328, MCL 750.222 to 750.239a. Do not count a prior conviction used to enhance the sentencing offense to a felony.

(b) Count all prior misdemeanor convictions and prior misdemeanor juvenile adjudications for operating a vehicle, vessel, aircraft, or locomotive while under the influence of or impaired by alcohol, a controlled substance, or a combination of alcohol and a controlled substance. Do not count a prior conviction used to enhance the sentencing offense to a felony.

(3) As used in this section:

(a) “Prior misdemeanor conviction” means a conviction for a misdemeanor under a law of this state, a political subdivision of this state, another state, a political subdivision of another state, or the United States if the conviction was entered before the sentencing offense was committed.

(b) “Prior misdemeanor juvenile adjudication” means a juvenile adjudication for conduct that if committed by an adult would be a misdemeanor under a law of this state, a political subdivision of this state, another state, a political subdivision of another state, or the United States if the order of disposition was entered before the sentencing offense was committed.

Sec. 56. (1) Prior record variable 6 is relationship to the criminal justice system. Score prior record variable 6 by determining which of the following apply and by assigning the number of points attributable to the one that has the highest number of points:

- (a) The offender is a prisoner of the department of corrections or serving a sentence in jail 20 points

- (b) The offender is incarcerated in jail awaiting adjudication or sentencing on a conviction or probation violation 15 points
- (c) The offender is on parole, probation, or delayed sentence status or on bond awaiting adjudication or sentencing for a felony 10 points
- (d) The offender is on probation or delayed sentence status or on bond awaiting adjudication or sentencing for a misdemeanor 5 points
- (e) The offender has no relationship to the criminal justice system 0 points

(2) Score the appropriate points under this section if the offender is involved with the criminal justice system in another state or United States.

(3) As used in this section:

(a) "Delayed sentence status" includes, but is not limited to, an individual assigned or deferred under any of the following:

(i) Section 7411 of the public health code, 1978 PA 368, MCL 333.7411.

(ii) Section 350a of the Michigan penal code, 1931 PA 328, MCL 750.350a.

(iii) Sections 11 to 15 of chapter II.

(iv) Section 4a of chapter IX.

(b) "Prisoner of the department of corrections or serving a sentence in jail" includes an individual who is an escapee.

Sec. 57. (1) Prior record variable 7 is subsequent or concurrent felony convictions. Score prior record variable 7 by determining which of the following apply and by assigning the number of points attributable to the one that has the highest number of points:

- (a) The offender has 2 or more subsequent or concurrent convictions 20 points
- (b) The offender has 1 subsequent or concurrent conviction 10 points
- (c) The offender has no subsequent or concurrent convictions 0 points

(2) All of the following apply to scoring record variable 7:

(a) Score the appropriate point value if the offender was convicted of multiple felony counts or was convicted of a felony after the sentencing offense was committed.

(b) Do not score a felony firearm conviction in this variable.

(c) Do not score a concurrent felony conviction if a consecutive sentence will result from that conviction.

PART 6

SENTENCING GRIDS

Sec. 61. The following are the minimum sentence ranges for class M2:

PRIOR RECORD VARIABLE LEVEL

Offense Variable Level	A 0 points	B 1-9 points	C 10-24 points	D 25-49 points	E 50-74 points	F 75+ points
I 0-49 points	90-150	144-240	162-270	180-300 or life	225-375 or life	270-450 or life
II 50-99 points	144-240	162-270	180-300 or life	225-375 or life	270-450 or life	315-525 or life
III 100+ points	162-270 or life	180-300 or life	225-375 or life	270-450 or life	315-525 or life	365-600 or life

Sec. 62. The following are the minimum sentence ranges for class A:

PRIOR RECORD VARIABLE LEVEL

Offense Variable Level	A 0 points	B 1-9 points	C 10-24 points	D 25-49 points	E 50-74 points	F 75+ points
I 0-19 points	21-35	27-45	42-70	51-85	81-135	108-180

Offense Variable Level	A 0 points	B 1-9 points	C 10-24 points	D 25-49 points	E 50-74 points	F 75+ points
II 20-39 points	27-45	42-70	51-85	81-135	108-180	126-210
III 40-59 points	42-70	51-85	81-135	108-180	126-210	135-225
IV 60-79 points	51-85	81-135	108-180	126-210	135-225	171-285
V 80-99 points	81-135	108-180	126-210	135-225	171-285	225-375 or life
VI 100+ points	108-180	126-210	135-225	171-285	225-375 or life	270-450 or life

Sec. 63. The following are the minimum sentence ranges for class B:

PRIOR RECORD VARIABLE LEVEL

Offense Variable Level	A 0 points	B 1-9 points	C 10-24 points	D 25-49 points	E 50-74 points	F 75+ points
I 0-9 points	0-18	12-20	24-40	36-60	51-85	72-120
II 10-24 points	12-20	15-25	30-50	51-85	72-120	78-130
III 25-34 points	15-25	21-35	36-60	57-95	78-130	84-140
IV 35-49 points	21-35	24-40	45-75	72-120	84-140	87-145
V 50-74 points	24-40	36-60	51-85	78-130	87-145	99-160
VI 75+ points	36-60	45-75	57-95	84-140	99-160	117-160

Sec. 64. The following are the minimum sentence ranges for class C:

PRIOR RECORD VARIABLE LEVEL

Offense Variable Level	A 0 points	B 1-9 points	C 10-24 points	D 25-49 points	E 50-74 points	F 75+ points
I 0-9 points	0-11	0-17	10-19	12-24	19-38	29-57
II 10-24 points	0-17	5-17	12-24	19-38	29-57	36-71
III 25-34 points	10-19	12-24	19-38	29-57	36-71	43-86
IV 35-49 points	12-24	19-38	29-57	36-71	43-86	50-100

Offense Variable Level	A 0 points	B 1-9 points	C 10-24 points	D 25-49 points	E 50-74 points	F 75+ points
V 50-74 points	19-38	29-57	36-71	43-86	50-100	58-114
VI 75+ points	29-57	36-71	43-86	50-100	58-114	62-114

Sec. 65. The following are the minimum sentence ranges for class D:

PRIOR RECORD VARIABLE LEVEL

Offense Variable Level	A 0 points	B 1-9 points	C 10-24 points	D 25-49 points	E 50-74 points	F 75+ points
I 0-9 points	0-6	0-9	0-11	0-17	5-23	10-23
II 10-24 points	0-9	0-11	0-17	5-23	10-23	19-38
III 25-34 points	0-11	0-17	5-23	10-23	19-38	29-57
IV 35-49 points	0-17	5-23	10-23	19-38	29-57	34-67
V 50-74 points	5-23	10-23	19-38	29-57	34-67	38-76
VI 75+ points	10-23	19-38	29-57	34-67	38-76	43-76

Sec. 66. The following are the minimum sentence ranges for class E:

PRIOR RECORD VARIABLE LEVEL

Offense Variable Level	A 0 points	B 1-9 points	C 10-24 points	D 25-49 points	E 50-74 points	F 75+ points
I 0-9 points	0-3	0-6	0-9	5-23	7-23	9-23
II 10-24 points	0-6	0-9	0-11	7-23	10-23	12-24
III 25-34 points	0-9	0-11	0-17	10-23	12-24	14-29
IV 35-49 points	0-11	0-17	5-23	12-24	14-29	19-38
V 50-74 points	0-14	5-23	7-23	14-29	19-38	22-38
VI 75+ points	0-17	7-23	12-24	19-38	22-38	24-38

Sec. 67. The following are the minimum sentence ranges for class F:

PRIOR RECORD VARIABLE LEVEL						
Offense Variable Level	A 0 points	B 1-9 points	C 10-24 points	D 25-49 points	E 50-74 points	F 75+ points
I 0-9 points	0-3	0-6	0-9	2-17	5-23	10-23
II 10-34 points	0-6	0-9	0-17	5-23	10-23	12-24
III 35-74 points	0-9	0-17	2-17	10-23	12-24	14-29
IV 75+ points	0-17	2-17	5-23	12-24	14-29	17-30

Sec. 68. The following are the minimum sentence ranges for class G:

PRIOR RECORD VARIABLE LEVEL						
Offense Variable Level	A 0 points	B 1-9 points	C 10-24 points	D 25-49 points	E 50-74 points	F 75+ points
I 0-9 points	0-3	0-6	0-9	0-11	0-17	2-17
II 10-15 points	0-6	0-9	0-11	0-17	2-17	5-23
III 16+ points	0-9	0-11	0-17	2-17	5-23	7-23

Sec. 69. The following are the minimum sentence ranges for class H:

PRIOR RECORD VARIABLE LEVEL						
Offense Variable Level	A 0 points	B 1-9 points	C 10-24 points	D 25-49 points	E 50-74 points	F 75+ points
I 0-9 points	0-1	0-3	0-6	0-9	0-11	0-17
II 10-15 points	0-3	0-6	0-9	0-11	0-17	2-17
III 16+ points	0-6	0-9	0-11	0-17	2-17	5-17

Enacting section 1. This amendatory act takes effect December 15, 1998.

Enacting section 2. This amendatory act does not take effect unless all of the following bills of the 89th Legislature are enacted into law:

- (a) Senate Bill No. 826.
- (b) House Bill No. 4065.
- (c) House Bill No. 4444.